



# *The Journal* OF THE *House of Representatives*

Number 26

Monday, February 27, 2012

The House was called to order by the Speaker at 10:00 a.m.

## Prayer

The following prayer was offered by Rabbi Schneur Oirechman of Chabad Lubavitch of Tallahassee, upon invitation of Rep. Lopez-Cantera:

O Mighty God, we ask You to bless our districts with harmony, unity, fairness, wisdom, and truth and may the light of Your glory shine upon us all. Master of the Universe, we pray that we always remember to put our principles first and that as we bring our session to a close, we find ways to open doors of opportunity and service for those we serve.

O Mighty God, as we forge ahead, may we merit to serve as beacons of Your light ushering in a state of sunshine in the Sunshine State, bringing the world to the dawn of a new day—with a coming of the redemption, a time of no sickness, no suffering, and no evil—and a time of eternal good of all mankind. And let us say, amen.

The following members were recorded present:

Session Vote Sequence: 909

Speaker Cannon in the Chair.

|             |           |                     |              |
|-------------|-----------|---------------------|--------------|
| Abruzzo     | Diaz      | Logan               | Rooney       |
| Adkins      | Drake     | Lopez-Cantera       | Rouson       |
| Ahern       | Eisnaugle | Mayfield            | Sands        |
| Albritton   | Ford      | McBurney            | Saunders     |
| Artiles     | Fresen    | McKeel              | Slosberg     |
| Aubuchon    | Frishe    | Metz                | Smith        |
| Baxley      | Fullwood  | Moraitis            | Snyder       |
| Bembry      | Gaetz     | Nehr                | Soto         |
| Berman      | Garcia    | Nelson              | Stafford     |
| Bernard     | Gibbons   | Núñez               | Stargel      |
| Bileca      | Glorioso  | O'Toole             | Steube       |
| Boyd        | Gonzalez  | Oliva               | Taylor       |
| Brandes     | Goodson   | Pafford             | Thompson, G. |
| Brodeur     | Grant     | Passidomo           | Thurston     |
| Broxson     | Grimsley  | Patronis            | Tobia        |
| Burgin      | Hager     | Perman              | Trujillo     |
| Caldwell    | Harrell   | Pilon               | Van Zant     |
| Campbell    | Harrison  | Plakon              | Waldman      |
| Cannon      | Holder    | Porter              | Watson       |
| Chestnut    | Hooper    | Porth               | Weatherford  |
| Clarke-Reed | Horne     | Precourt            | Weinstein    |
| Clemens     | Hudson    | Proctor             | Williams, A. |
| Coley       | Hukill    | Ray                 | Williams, T. |
| Corcoran    | Ingram    | Reed                | Wood         |
| Costello    | Jenne     | Rehwinkel Vasilinda | Workman      |
| Crisafulli  | Julien    | Renuart             | Young        |
| Cruz        | Kiar      | Roberson, K.        |              |
| Davis       | Kriseman  | Rogers              |              |

(A list of excused members appears at the end of the *Journal*.)

A quorum was present.

## Pledge

The members, led by the following, pledged allegiance to the Flag: Ashley Biddle of Trenton at the invitation of Rep. Porter; AJ Coppersmith of Valrico at the invitation of Rep. Burgin; and Mackenzie Eubanks of Blountstown at the invitation of Rep. Coley.

## Correction of the *Journal*

The *Journal* of February 24 was corrected and approved as corrected.

## Messages from the Senate

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 1994, as amended, and requests that the House pass the bill as passed by the Senate or agree to include the bill in the budget conference.

*Debbie Brown, Secretary*

By the Committee on Budget; and Senator Gaetz—

**SB 1994**—A bill to be entitled An act relating to postsecondary education; amending s. 1004.345, F.S.; deleting provisions creating the University of South Florida Polytechnic; requiring that the Florida Polytechnic University meet certain criteria established by the Board of Governors by a specified date; requiring that the Board of Trustees of the Florida Polytechnic University notify the Board of Governors when such criteria are met; requiring that students enrolled at the University of South Florida Polytechnic be afforded the opportunity to complete their degrees at the University of South Florida; transferring all real and personal property, licenses, contracts, and associated funds from the University of South Florida Polytechnic to the Florida Polytechnic University; transferring all Florida Industrial and Phosphate Research Institute programs, functions, offices, records, faculty positions, and staff positions from the University of South Florida Polytechnic to the Florida Polytechnic University; transferring all programs, functions, offices, records, and faculty and staff positions from the University of South Florida Polytechnic to the University of South Florida when certain transfers are complete; authorizing the Board of Trustees of the Florida Polytechnic University to certify a direct-support organization to serve the Florida Polytechnic University; requiring that the Board of Trustees of the University of South Florida and the University of South Florida Foundation transfer to the new foundation assets that were intended for the University of South Florida Polytechnic; providing that memorandums of understanding between the University of South Florida and the University of South Florida

Polytechnic are invalid upon the act becoming law; requiring that the University of South Florida transfer the lease of certain federal communications licenses and the proceeds from such lease to the Florida Polytechnic University; requiring the transfer of space at the Lakeland joint-use facility to Polk State College when the Florida Polytechnic University no longer needs the space; requiring that the University of Florida be available in an advisory or consulting capacity to assist the Florida Polytechnic University; amending s. 1001.21, F.S.; revising the definition of "state university" to include the Florida Polytechnic University; amending s. 1004.346, F.S.; revising provisions relating to the Florida Industrial and Phosphate Research Institute, to conform to changes made by the act; amending s. 1004.387, F.S.; providing for a doctor of pharmacy degree program at the University of South Florida; deleting provisions that authorize the development and implementation of the program on the campus of the University of South Florida Polytechnic; amending s. 1013.74, F.S.; authorizing a university board of trustees to expend certain reserve or carry-forward balances from prior years for capital outlay projects for a new campus for specified fiscal years; providing an effective date.

—was read the first time by title and referred to the Calendar of the House. On motion by Rep. O'Toole, the rules were waived and the bill was read the second time by title.

Representative O'Toole offered the following:

(Amendment Bar Code: 459647)

**Amendment 1 (with title amendment)**—Remove everything after the enacting clause and insert:

#### TITLE AMENDMENT

Remove the entire title and insert:

Rep. O'Toole moved the adoption of the amendment, which was adopted.

On motion by Rep. O'Toole, the rules were waived and **SB 1994** was read the third time by title. On passage the vote was:

Session Vote Sequence: 910

Speaker Cannon in the Chair.

Yeas—101

|             |           |               |                     |
|-------------|-----------|---------------|---------------------|
| Abruzzo     | Diaz      | Jenne         | Rehwinkel Vasilinda |
| Adkins      | Dorworth  | Julien        | Renuart             |
| Ahern       | Drake     | Kiar          | Roberson, K.        |
| Albritton   | Eisnaugle | Logan         | Rogers              |
| Artiles     | Ford      | Lopez-Cantera | Rooney              |
| Aubuchon    | Fresen    | Mayfield      | Rouson              |
| Baxley      | Frishe    | McBurney      | Sands               |
| Bembry      | Fullwood  | McKeel        | Saunders            |
| Bernard     | Gaetz     | Metz          | Smith               |
| Bileca      | Garcia    | Moraitis      | Snyder              |
| Boyd        | Gibbons   | Nehr          | Soto                |
| Brandes     | Glorioso  | Nelson        | Stargel             |
| Brodeur     | Gonzalez  | Nuñez         | Steube              |
| Broxson     | Goodson   | O'Toole       | Taylor              |
| Burgin      | Grant     | Oliva         | Thompson, G.        |
| Caldwell    | Grimsley  | Passidomo     | Thurston            |
| Campbell    | Hager     | Patronis      | Tobia               |
| Cannon      | Harrell   | Pilon         | Trujillo            |
| Chestnut    | Harrison  | Plakon        | Van Zant            |
| Clarke-Reed | Holder    | Porter        | Weatherford         |
| Coley       | Hooper    | Porth         | Weinstein           |
| Corcoran    | Horner    | Precourt      | Williams, A.        |
| Costello    | Hudson    | Proctor       | Williams, T.        |
| Crisafulli  | Hukill    | Ray           | Wood                |
| Davis       | Ingram    | Reed          | Workman             |

Young

Nays—10

Berman  
Clemens  
Cruz

Kriseman  
Pafford  
Perman

Slosberg  
Stafford  
Waldman

Watson

Votes after roll call:

Yeas—Kreegel

So the bill passed, as amended, and was immediately certified to the Senate.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has passed **SB 1990**, and requests that the House pass the bill as passed by the Senate or agree to include the bill in the budget conference.

*Debbie Brown, Secretary*

By the Committee on Budget—

**SB 1990**—A bill to be entitled An act relating to developmental disabilities; amending s. 393.063, F.S.; redefining the term "support coordinator"; amending s. 393.0661, F.S.; requiring that the Agency for Persons with Disabilities review a waiver support coordinator's performance to ensure that the support coordinator meets or exceeds criteria established by the agency; providing responsibilities of the support coordinator; providing that the waiver is the funding source of last resort for client services; requiring that the agency's area offices conduct and manage the provider agreements with the waiver support coordinators and the performance reviews; providing criteria for evaluating a support coordinator's performance; authorizing the agency to recognize superior performance by exempting a waiver support coordinator from annual quality assurance reviews or other mechanisms established by the agency; authorizing the agency to issue sanctions for poor performance; authorizing the agency to adopt rules; conforming a cross-reference; amending s. 393.0662, F.S.; conforming provisions to changes made by the act; providing that funds appropriated to the agency shall be allocated through the iBudget system to eligible, Medicaid-enrolled clients who have a developmental disability and not only Down syndrome; providing that a client has the flexibility to determine the type, amount, frequency, duration, and scope of the services on his or her cost plan if certain criteria are met; requiring that the agency determine the client's initial iBudget amount; requiring that the area office review the amount of funding needed to address each client's extraordinary needs in order to determine the medical necessity for each service in the amount, duration, frequency, intensity, and scope that meets the client's needs; requiring that the agency to consider certain factors of the individual which may affect the level of services needed; requiring that the client's medical necessity review include a comparison of client's algorithm allocation, cost plan, and extraordinary needs; providing certain requirements for an client's initial annualized iBudget amount; authorizing increases to an client's initial iBudget amount under certain circumstances during specified fiscal years; deleting a provision regarding the phasing-in process of the iBudget system; requiring a client to use all available nonwaiver services before using funds from his or her iBudget to pay for support and services; creating s. 393.28, F.S.; requiring that the agency adopt and enforce certain sanitation standards to protect individuals served in facilities licensed or regulated by the agency; requiring that the agency inspect or contract for the inspection of those facilities; authorizing the agency to adopt rules; requiring that the agency defer to certain preexisting standards if rules are not adopted; authorizing the agency to consult with the Department of Health, the Agency for Health Care Administration, the Department of Business and Professional Regulation, and the Department of Agriculture and Consumer Services concerning procedures related to the storage, preparation, serving, or display of food and procedures related to the detection and prevention of diseases caused by certain factors in the environment; authorizing the agency to

impose sanctions against certain establishments or operators for violation of sanitary standards; authorizing the agency to contract with another entity for food service protection and inspection services; providing an effective date.

—was read the first time by title and referred to the Calendar of the House. On motion by Rep. Hudson, the rules were waived and the bill was read the second time by title.

Representative Hudson offered the following:

(Amendment Bar Code: 986707)

**Amendment 1 (with title amendment)**—Remove everything after the enacting clause and insert:

#### TITLE AMENDMENT

Remove the entire title and insert:

Rep. Hudson moved the adoption of the amendment, which was adopted.

On motion by Rep. Hudson, the rules were waived and **SB 1990** was read the third time by title. On passage, the vote was:

Session Vote Sequence: 911

Speaker Cannon in the Chair.

Yeas—88

|           |            |               |              |
|-----------|------------|---------------|--------------|
| Abruzzo   | Crisafulli | Hudson        | Precourt     |
| Adkins    | Davis      | Hukill        | Proctor      |
| Ahern     | Diaz       | Ingram        | Ray          |
| Albritton | Dorworth   | Julien        | Renuart      |
| Artiles   | Drake      | Kiar          | Roberson, K. |
| Aubuchon  | Eisnagle   | Logan         | Rooney       |
| Baxley    | Ford       | Lopez-Cantera | Rouson       |
| Bembry    | Fresen     | Mayfield      | Saunders     |
| Bernard   | Frishe     | McBurney      | Smith        |
| Bileca    | Gaetz      | McKeel        | Snyder       |
| Boyd      | Gibbons    | Metz          | Stargel      |
| Brandes   | Glorioso   | Moraitis      | Steube       |
| Brodeur   | Gonzalez   | Nehr          | Taylor       |
| Broxson   | Goodson    | Nelson        | Tobia        |
| Burgin    | Grant      | Nuñez         | Trujillo     |
| Caldwell  | Grimsley   | O'Toole       | Van Zant     |
| Campbell  | Hager      | Oliva         | Weatherford  |
| Cannon    | Harrell    | Passidomo     | Weinstein    |
| Chestnut  | Harrison   | Patronis      | Williams, T. |
| Coley     | Holder     | Pilon         | Wood         |
| Corcoran  | Hooper     | Plakon        | Workman      |
| Costello  | Horner     | Porter        | Young        |

Nays—23

|             |          |           |           |              |
|-------------|----------|-----------|-----------|--------------|
| Berman      | Jenne    | Rehwinkel | Vasilinda | Thompson, G. |
| Clarke-Reed | Kriseman | Rogers    |           | Thurston     |
| Clemens     | Pafford  | Sands     |           | Waldman      |
| Cruz        | Perman   | Slosberg  |           | Watson       |
| Fullwood    | Porth    | Soto      |           | Williams, A. |
| Garcia      | Reed     | Stafford  |           |              |

Votes after roll call:

Yeas—Kreegel

So the bill passed, as amended, and was immediately certified to the Senate.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 1958, and requests that the House pass the bill as passed by the Senate or agree to include the bill in the budget conference.

*Debbie Brown, Secretary*

By the Committee on Budget—

**SB 1958**—A bill to be entitled An act relating to the Department of Health; amending s. 945.602, F.S.; assigning, for administrative purposes, the Correctional Medical Authority to the Executive Office of the Governor, rather than the Department of Health; conforming provisions to changes made by the act; deleting an obsolete provision; providing for a transfer of the administration of the Correctional Medical Authority from the Department of Health to the Executive Office of the Governor; providing an effective date.

—was read the first time by title and referred to the Calendar of the House. On motion by Rep. Glorioso, the rules were waived and the bill was read the second time by title.

Representative Pafford offered the following:

(Amendment Bar Code: 131225)

**Amendment 1 (with title amendment)**—Between lines 48 and 49, insert:  
(9) The governing board of the authority shall hire an executive director for the authority who shall serve at the pleasure of and report to the board. The board shall also retain a general counsel, who may not be employed by any other public entity.

#### DIRECTORY AMENDMENT

Remove lines 15-16 and insert:

Section 1. Subsections (1) and (3) of section 945.602, Florida Statutes, are amended, and subsection (9) is added to that section, to read:

#### TITLE AMENDMENT

Remove lines 2-7 and insert:

An act relating to the Correctional Medical Authority; amending s. 945.602, F.S.; assigning, for administrative purposes, the Correctional Medical Authority to the Executive Office of the Governor, rather than the Department of Health; conforming provisions to changes made by the act; deleting an obsolete provision; requiring the governing board of the authority to hire an executive director and general counsel;

Rep. Pafford moved the adoption of the amendment, which failed of adoption.

Representative Pafford offered the following:

(Amendment Bar Code: 042963)

**Amendment 2 (with title amendment)**—Between lines 54 and 55, insert:  
Section 3. The Correctional Medical Authority must offer any vacant position to a qualified person who was terminated from a position with the authority due to changes to its funding during fiscal year 2011-2012. Such position must be refused by all such qualified persons before the authority may hire a qualified person who was not so terminated.

#### TITLE AMENDMENT

Between lines 10 and 11, insert:  
requiring the authority to offer vacant positions to certain qualified persons previously employed by the authority before hiring outside persons;

Rep. Pafford moved the adoption of the amendment, which failed of adoption.

Representative Glorioso offered the following:

(Amendment Bar Code: 075583)

**Amendment 3 (with title amendment)**—Remove everything after the enacting clause and insert:

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**TITLE AMENDMENT**

Remove the entire title and insert:

Rep. Glorioso moved the adoption of the amendment, which was adopted.

On motion by Rep. Glorioso, the rules were waived and **SB 1958** was read the third time by title. On passage, the vote was:

Session Vote Sequence: 912

Speaker Cannon in the Chair.

Yeas—89

|             |           |               |                     |
|-------------|-----------|---------------|---------------------|
| Adkins      | Diaz      | Jenne         | Rehwinkel Vasilinda |
| Ahern       | Dorworth  | Julien        | Renuart             |
| Albritton   | Drake     | Logan         | Roberson, K.        |
| Artiles     | Eisnaugle | Lopez-Cantera | Rooney              |
| Aubuchon    | Ford      | Mayfield      | Rouson              |
| Baxley      | Fresen    | McBurney      | Smith               |
| Bembry      | Frishe    | McKeel        | Snyder              |
| Bernard     | Gaetz     | Metz          | Soto                |
| Bileca      | Gibbons   | Moraitis      | Stargel             |
| Boyd        | Glorioso  | Nehr          | Steube              |
| Brandes     | Gonzalez  | Nelson        | Taylor              |
| Brodeur     | Goodson   | Nuñez         | Tobia               |
| Broxson     | Grant     | O'Toole       | Trujillo            |
| Burgin      | Grimsley  | Oliva         | Van Zant            |
| Campbell    | Hager     | Passidomo     | Weatherford         |
| Cannon      | Harrell   | Patronis      | Weinstein           |
| Chestnut    | Harrison  | Pilon         | Williams, T.        |
| Clarke-Reed | Holder    | Plakon        | Wood                |
| Coley       | Hooper    | Porter        | Workman             |
| Corcoran    | Homer     | Porth         | Young               |
| Costello    | Hudson    | Precourt      |                     |
| Crisafulli  | Hukill    | Proctor       |                     |
| Davis       | Ingram    | Ray           |                     |

Nays—22

|          |          |              |              |
|----------|----------|--------------|--------------|
| Abruzzo  | Kiar     | Sands        | Thurston     |
| Berman   | Kriseman | Saunders     | Waldman      |
| Clemens  | Pafford  | Schwartz     | Watson       |
| Cruz     | Perman   | Slosberg     | Williams, A. |
| Fullwood | Reed     | Stafford     |              |
| Garcia   | Rogers   | Thompson, G. |              |

Votes after roll call:

Yeas—Kreegel

So the bill passed, as amended, and was immediately certified to the Senate.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 1960, and requests that the House pass the bill as passed by the Senate or agree to include the bill in the budget conference.

*Debbie Brown, Secretary*

By the Committee on Budget—

**SB 1960**—A bill to be entitled An act relating to the state judicial system; amending s. 27.511, F.S.; revising the procedures by which a regional conflict counsel is appointed by the Governor; requiring each regional counsel to designate a chief assistant to serve if the regional counsel is unable to fulfill his or her responsibilities or until a replacement is appointed; amending s. 27.52, F.S.; authorizing the clerk to conduct a review of the county's property records to confirm that an applicant seeking appointment of a public defender is indigent; amending s. 27.5304, F.S.; revising procedures for court-appointed counsel who apply for compensation for casework when the attorney fees exceed the limits of compensation prescribed by law; providing procedures to be applied in criminal cases if the court orders payment in excess of the flat fee established by law; amending s. 39.8296, F.S.; authorizing court-appointed volunteers to transport children who are abused, abandoned, or neglected; prohibiting a guardian ad litem program or the court from requiring that volunteers transport children; creating s. 39.8297, F.S.; authorizing a county and the Statewide Guardian Ad Litem Office to enter into an agreement whereby the county provides funding to the office in order to employ additional guardian ad litem personnel to serve in the county; requiring an agreement between the county and the Statewide Guardian Ad Litem Office; specifying the duties and responsibilities of the county and the participating guardian ad litem office; prohibiting the Statewide Guardian Ad Litem Office from using county-paid positions in a formula to measure the county's need for additional guardian ad litem personnel; providing that an agreement between the county and the office does not obligate the state to provide additional funds to the county; amending s. 318.18, F.S.; requiring the clerk of court and the Florida Clerks of Court Operations Corporation to submit reports on local traffic assessments in an electronic format; providing an effective date.

—was read the first time by title and referred to the Calendar of the House. On motion by Rep. Glorioso, the rules were waived and the bill was read the second time by title.

Representative Glorioso offered the following:

(Amendment Bar Code: 297261)

**Amendment 1 (with title amendment)**—Remove everything after the enacting clause and insert:

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**TITLE AMENDMENT**

Remove the entire title and insert:

Rep. Glorioso moved the adoption of the amendment, which was adopted.

On motion by Rep. Glorioso, the rules were waived and **SB 1960** was read the third time by title. On passage, the vote was:

Session Vote Sequence: 913

Speaker Cannon in the Chair.

Yeas—107

|           |             |            |          |
|-----------|-------------|------------|----------|
| Abruzzo   | Brandes     | Crisafulli | Garcia   |
| Adkins    | Brodeur     | Cruz       | Glorioso |
| Ahern     | Broxson     | Davis      | Gonzalez |
| Albritton | Burgin      | Diaz       | Goodson  |
| Artiles   | Campbell    | Dorworth   | Grant    |
| Aubuchon  | Cannon      | Drake      | Grimsley |
| Baxley    | Chestnut    | Eisnaugle  | Hager    |
| Bembry    | Clarke-Reed | Ford       | Harrell  |
| Berman    | Clemens     | Fresen     | Harrison |
| Bernard   | Coley       | Frishe     | Holder   |
| Bileca    | Corcoran    | Fullwood   | Hooper   |
| Boyd      | Costello    | Gaetz      | Homer    |

|               |           |                     |              |
|---------------|-----------|---------------------|--------------|
| Hudson        | Nelson    | Rehwinkel Vasilinda | Steube       |
| Hukill        | Núñez     | Renuart             | Taylor       |
| Ingram        | O'Toole   | Roberson, K.        | Thompson, G. |
| Jenne         | Oliva     | Rogers              | Tobia        |
| Julien        | Passidomo | Rooney              | Trujillo     |
| Kiar          | Patronis  | Rouson              | Van Zant     |
| Kriseman      | Perman    | Sands               | Watson       |
| Logan         | Pilon     | Saunders            | Weatherford  |
| Lopez-Cantera | Plakon    | Schwartz            | Weinstein    |
| Mayfield      | Porter    | Slosberg            | Williams, A. |
| McBurney      | Porth     | Smith               | Williams, T. |
| McKeel        | Precourt  | Snyder              | Wood         |
| Metz          | Proctor   | Soto                | Workman      |
| Moraitis      | Ray       | Stafford            | Young        |
| Nehr          | Reed      | Stargel             |              |

Nays—3

Pafford                      Thurston                      Waldman

Votes after roll call:

Yeas—Gibbons, Kreegel

So the bill passed, as amended, and was immediately certified to the Senate.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 1964, and requests that the House pass the bill as passed by the Senate or agree to include the bill in the budget conference.

*Debbie Brown, Secretary*

By the Committee on Budget—

**SB 1964**—A bill to be entitled An act relating to court-related assessments; creating s. 28.2457, F.S.; providing for a monetary assessment mandated by statute to be imposed regardless of whether the assessment is announced in open court; providing guidelines for establishing the amount of a mandatory assessment under certain conditions; requiring the clerks of court to develop a uniform form to be used in identifying and imposing mandatory assessments; providing for the Supreme Court to approve the form; defining terms; amending s. 28.246, F.S.; revising requirements for the clerks of court to report on the assessment and collection of certain fines or other monetary penalties, fees, costs, and charges; prescribing requirements for reporting certain assessments that are waived, suspended, or reduced; requiring the clerks to report collection rates; providing guidelines for calculating the collection rate; revising the timeframe for submitting the report; requiring the clerks, rather than the Department of Financial Services, to develop a reporting form; amending s. 28.42, F.S.; removing an obsolete date; providing for the clerks to consult with the Office of the State Courts Administrator in developing the form and guidelines governing the reporting of amounts assessed and collected; providing for the clerks of court, rather than the Office of the State Courts Administrator, to prepare and disseminate a manual of court-related filing fees, service charges, costs, and fines; providing for applicability of amendments made by the act; providing an effective date.

—was read the first time by title and referred to the Calendar of the House. On motion by Rep. Glorioso, the rules were waived and the bill was read the second time by title.

Representative Glorioso offered the following:

(Amendment Bar Code: 664629)

**Amendment 1 (with title amendment)**—Remove everything after the enacting clause and insert:

### TITLE AMENDMENT

Remove the entire title and insert:

Rep. Glorioso moved the adoption of the amendment, which was adopted.

On motion by Rep. Glorioso, the rules were waived and **SB 1964** was read the third time by title. On passage, the vote was:

Session Vote Sequence: 914

Speaker Cannon in the Chair.

Yeas—102

|             |           |               |              |
|-------------|-----------|---------------|--------------|
| Abruzzo     | Cruz      | Ingram        | Renuart      |
| Adkins      | Davis     | Jenne         | Roberson, K. |
| Ahern       | Diaz      | Julien        | Rogers       |
| Albritton   | Dorworth  | Kiar          | Rooney       |
| Artiles     | Drake     | Logan         | Rouson       |
| Aubuchon    | Eisnaugle | Lopez-Cantera | Sands        |
| Baxley      | Ford      | Mayfield      | Saunders     |
| Bembry      | Fresen    | McBurney      | Slosberg     |
| Berman      | Frishe    | McKeel        | Smith        |
| Bernard     | Fullwood  | Metz          | Snyder       |
| Bileca      | Gaetz     | Moraitis      | Stargel      |
| Boyd        | Garcia    | Nehr          | Steube       |
| Brandes     | Gibbons   | Nelson        | Taylor       |
| Brodeur     | Glorioso  | Núñez         | Tobia        |
| Broxson     | Gonzalez  | O'Toole       | Trujillo     |
| Burgin      | Goodson   | Oliva         | Van Zant     |
| Caldwell    | Grant     | Passidomo     | Watson       |
| Campbell    | Grimsley  | Patronis      | Weatherford  |
| Cannon      | Hager     | Perman        | Weinstein    |
| Chestnut    | Harrell   | Pilon         | Williams, A. |
| Clarke-Reed | Harrison  | Plakon        | Williams, T. |
| Clemens     | Holder    | Porter        | Wood         |
| Coley       | Hooper    | Porth         | Workman      |
| Corcoran    | Horner    | Precourt      | Young        |
| Costello    | Hudson    | Proctor       |              |
| Crisafulli  | Hukill    | Ray           |              |

Nays—10

|          |                     |              |         |
|----------|---------------------|--------------|---------|
| Kriseman | Rehwinkel Vasilinda | Stafford     | Waldman |
| Pafford  | Schwartz            | Thompson, G. |         |
| Reed     | Soto                | Thurston     |         |

Votes after roll call:

Yeas—Kreegel

So the bill passed, as amended, and was immediately certified to the Senate.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 1968, and requests that the House pass the bill as passed by the Senate or agree to include the bill in the budget conference.

*Debbie Brown, Secretary*

By the Committee on Budget—

**SB 1968**—A bill to be entitled An act relating to criminal justice; transferring, renumbering, and amending s. 938.25, F.S.; requiring a court to assess an additional amount against a defendant who pleads guilty or nolo contendere to, or who is convicted of, violating certain specified offenses, and if the services of a criminal analysis laboratory are used in the investigation of the offense; providing for the proceeds of the assessment to be deposited into the Operating Trust Fund of the Department of Law Enforcement and used by the statewide criminal analysis laboratory system; amending ss. 921.187 and 943.361, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was read the first time by title and referred to the Calendar of the House. On motion by Rep. Glorioso, the rules were waived and the bill was read the second time by title.

Representative Glorioso offered the following:

(Amendment Bar Code: 252253)

**Amendment 1 (with title amendment)**—Remove everything after the enacting clause and insert:

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#### TITLE AMENDMENT

Remove the entire title and insert:

Rep. Glorioso moved the adoption of the amendment, which was adopted.

On motion by Rep. Glorioso, the rules were waived and **SB 1968** was read the third time by title. On passage, the vote was:

Session Vote Sequence: 915

Speaker Cannon in the Chair.

Yeas—100

|             |            |               |              |
|-------------|------------|---------------|--------------|
| Abruzzo     | Crisafulli | Ingram        | Reed         |
| Adkins      | Davis      | Julien        | Renuart      |
| Ahern       | Diaz       | Kiar          | Roberson, K. |
| Albritton   | Dorworth   | Logan         | Rogers       |
| Artiles     | Drake      | Lopez-Cantera | Rooney       |
| Aubuchon    | Eisnagle   | Mayfield      | Rouson       |
| Baxley      | Ford       | McBurney      | Sands        |
| Bembry      | Fresen     | McKeel        | Saunders     |
| Berman      | Frishe     | Metz          | Slosberg     |
| Bernard     | Gaetz      | Moraitis      | Smith        |
| Bileca      | Garcia     | Nehr          | Snyder       |
| Boyd        | Gibbons    | Nelson        | Soto         |
| Brandes     | Glorioso   | Nuñez         | Stargel      |
| Brodeur     | Gonzalez   | O'Toole       | Steube       |
| Broxson     | Goodson    | Oliva         | Taylor       |
| Burgin      | Grant      | Passidomo     | Tobia        |
| Caldwell    | Grimsley   | Patronis      | Trujillo     |
| Campbell    | Hager      | Perman        | Van Zant     |
| Cannon      | Harrell    | Pilon         | Watson       |
| Chestnut    | Harrison   | Plakon        | Weatherford  |
| Clarke-Reed | Holder     | Porter        | Weinstein    |
| Clemens     | Hooper     | Porth         | Williams, A. |
| Coley       | Horner     | Precourt      | Williams, T. |
| Corcoran    | Hudson     | Proctor       | Wood         |
| Costello    | Hukill     | Ray           | Young        |

Nays—11

|          |                     |              |          |
|----------|---------------------|--------------|----------|
| Cruz     | Kriseman            | Schwartz     | Thurston |
| Fullwood | Pafford             | Stafford     | Waldman  |
| Jenne    | Rehwinkel Vasilinda | Thompson, G. |          |

Votes after roll call:

Yeas—Kreegel

So the bill passed, as amended, and was immediately certified to the Senate.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 1996, as amended, and requests that the House pass the bill as passed by the Senate or agree to include the bill in the budget conference.

*Debbie Brown, Secretary*

By the Committee on Budget—

**SB 1996**—A bill to be entitled An act relating to the Department of Economic Opportunity; repealing s. 49 of ch. 2011-47, Laws of Florida; abrogating the future expiration of an amendment to s. 163.3247(3)(d), F.S., to nullify the reversion of the text of that paragraph to that in existence on June 30, 2010; repealing s. 51 of ch. 2011-47, Laws of Florida; abrogating the future expiration of an amendment to s. 201.15(1)(c)2., F.S., to nullify the reversion of the text of that subparagraph to that in existence on June 30, 2010; requiring the Auditor General and the Office of Program Policy Analysis and Governmental Accountability to conduct a joint audit and review of the Florida Housing Finance Corporation; amending s. 443.036, F.S.; revising the definition of the term “initial skills review” to correct a reference to the agency that approves online education or training programs as the Department of Economic Opportunity rather than the Agency for Workforce Innovation; amending s. 445.009, F.S.; deleting the future expiration of provisions authorizing worker’s compensation coverage for a participant in an adult or youth work experience activity; repealing s. 445.06, F.S., relating to the Florida Ready to Work Certification Program; amending s. 1003.4285, F.S.; deleting a provision that requires a standard high school diploma to include a designation reflecting a Florida Ready to Work Credential, to conform to changes made by the act; directing the Department of Economic Opportunity to prepare draft legislation to conform the Florida Statutes to the provisions of the act; requiring that the department submit the draft legislation to the Governor and the Legislature by a specified date; amending s. 212.20, F.S.; requiring that the Department of Revenue distribute monthly to the Florida Institute of Technology a specified amount for the purpose of operating a space exploration research institute; requiring that the Florida Institute of Technology develop a plan for the space exploration research institute in conjunction with Space Florida; authorizing a local governmental entity that is an independent special district providing certain utility services to reduce its rates by resolution for a specified time for a user that will provide a community benefit; providing effective dates.

—was read the first time by title and referred to the Calendar of the House. On motion by Rep. Horner, the rules were waived and the bill was read the second time by title.

Representative Horner offered the following:

(Amendment Bar Code: 132875)

**Amendment 1 (with title amendment)**—Remove everything after the enacting clause and insert:

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#### TITLE AMENDMENT

Remove the entire title and insert:

Rep. Horner moved the adoption of the amendment, which was adopted.

On motion by Rep. Horner, the rules were waived and **SB 1996** was read the third time by title. On passage, the vote was:

Session Vote Sequence: 916

Speaker Cannon in the Chair.

Yeas—103

|           |         |          |             |
|-----------|---------|----------|-------------|
| Abruzzo   | Baxley  | Brandes  | Cannon      |
| Adkins    | Bembry  | Brodeur  | Chestnut    |
| Ahern     | Berman  | Broxson  | Clarke-Reed |
| Albritton | Bernard | Burgin   | Clemens     |
| Artiles   | Bileca  | Caldwell | Coley       |
| Aubuchon  | Boyd    | Campbell | Corcoran    |

|            |               |              |              |
|------------|---------------|--------------|--------------|
| Costello   | Harrell       | Nuñez        | Saunders     |
| Crisafulli | Harrison      | O'Toole      | Slosberg     |
| Davis      | Holder        | Oliva        | Smith        |
| Diaz       | Hooper        | Passidomo    | Snyder       |
| Dorworth   | Horner        | Patronis     | Soto         |
| Drake      | Hudson        | Perman       | Stargel      |
| Eismaugle  | Hukill        | Pilon        | Steube       |
| Ford       | Ingram        | Plakon       | Taylor       |
| Fresen     | Jenne         | Porter       | Tobia        |
| Frishe     | Julien        | Porth        | Trujillo     |
| Fullwood   | Kiar          | Precourt     | Van Zant     |
| Gaetz      | Logan         | Proctor      | Watson       |
| Garcia     | Lopez-Cantera | Ray          | Weatherford  |
| Gibbons    | Mayfield      | Reed         | Weinstein    |
| Glorioso   | McBurney      | Renuart      | Williams, A. |
| Gonzalez   | McKeel        | Roberson, K. | Williams, T. |
| Goodson    | Metz          | Rogers       | Wood         |
| Grant      | Moraitis      | Rooney       | Workman      |
| Grimsley   | Nehr          | Rouson       | Young        |
| Hager      | Nelson        | Sands        |              |

Nays—8

|          |           |          |              |
|----------|-----------|----------|--------------|
| Cruz     | Pafford   | Schwartz | Thompson, G. |
| Kriseman | Rehwinkel | Stafford | Waldman      |

Votes after roll call:

Yeas—Kreegel

So the bill passed, as amended, and was immediately certified to the Senate.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 1998, as amended, and requests that the House pass the bill as passed by the Senate or agree to include the bill in the budget conference.

*Debbie Brown, Secretary*

By the Committee on Budget—

**SB 1998**—A bill to be entitled An act relating to transportation; transferring control of the Mid-Bay Bridge Authority system to the Florida Turnpike Enterprise; transferring all assets, rights, powers, duties, and bond liabilities of the authority to the turnpike enterprise; transferring all provisions that protect the rights of certain bondholders from the authority to the turnpike enterprise; providing for the turnpike enterprise to annually transfer funds from the activities of the transferred authority to the State Transportation Trust Fund to repay certain long-term debt; requiring that specific toll revenue be used for the construction, maintenance, or improvement of certain toll facilities of the turnpike enterprise; repealing s. 288.063, F.S., relating to contract requirements for transportation projects; amending s. 288.0656, F.S.; conforming a cross-reference; amending ss. 316.3025 and 316.545, F.S.; providing for the proceeds of certain penalties to be deposited into the Highway Safety Operating Trust Fund rather than the State Transportation Trust Fund and for such funds to be used for the general operations of the Department of Highway Safety and Motor Vehicles rather than for repairing and maintaining roads in the state; amending s. 319.32, F.S.; increasing the amount of the fees deposited into the State Transportation Trust Fund from original and duplicate certificates of title issued for motor vehicles; amending s. 320.072, F.S.; requiring that all fees collected from certain motor vehicle registrations, rather than a portion of such fees, be deposited into the General Revenue Fund; amending s. 320.08, F.S.; deleting provisions requiring that certain amounts collected from annual license taxes for the operation of motor vehicles, mopeds, motorized bicycles, tri-vehicles, and mobile homes, which are paid to and collected by the Department of Highway Safety and Motor Vehicles, be deposited into the General Revenue Fund; amending ss. 320.0801 and 320.0804, F.S.; requiring that all revenues collected from the surcharge on certain commercial motor vehicles and the surcharge on certain license taxes be deposited into the State Transportation Trust Fund and eliminating the requirement that a portion of such revenues be

deposited into the General Revenue Fund; specifying the allocation and purposes of funds that result from increased moneys deposited into the State Transportation Trust Fund; repealing s. 320.204, F.S., relating to the transfer of funds from the Highway Safety Operating Trust Fund to the Transportation Disadvantaged Trust Fund; amending s. 334.30, F.S., relating to public-private transportation facilities; deleting obsolete provisions relating to the Toll Facilities Revolving Trust Fund; amending s. 338.165, F.S.; authorizing the Department of Transportation to transfer the Beachline-East Expressway to the turnpike system; providing for the deposit of any funds expended by the Florida Turnpike Enterprise for the acquisition of the Beachline-East Expressway into the State Transportation Trust Fund for allocation to construct the Wekiva Parkway; defining the term “Wekiva Parkway”; repealing s. 338.251, F.S., relating to the Toll Facilities Revolving Trust Fund; amending s. 339.08, F.S.; conforming a cross-reference; creating s. 339.139, F.S.; declaring that management of transportation infrastructure financing to ensure the fiscal integrity of the State Transportation Trust Fund is state policy; requiring that the department provide a debt and debtlike contractual obligations load report to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the legislative appropriations committees; requiring that the load report provide certain data; requiring that the department manage levels of debt to ensure that no more than a certain percentage of revenues is committed; providing exceptions that allow the limitation to be exceeded; requiring that the department prepare a report on debt obligations that are secured by and payable from pledged revenues; requiring that the department provide the report to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the legislative appropriations committees; creating s. 339.2821, F.S.; authorizing the Department of Transportation, in consultation with the Department of Economic Opportunity, to make and approve expenditures and enter into contracts with an appropriate governmental body for the direct costs of transportation projects; providing definitions; authorizing the Department of Economic Opportunity and the Department of Environmental Protection to review and comment on recommended transportation projects; providing criteria that the Department of Transportation must follow when reviewing a contract for approval; providing criteria for the transportation contract with a governmental body; providing that Space Florida may serve as a governmental body or as a contracting agency for transportation projects within spaceport territory; requiring each governmental body to submit a financial audit by an independent certified public accountant to the department; requiring that the department monitor each construction site receiving funding; creating s. 339.2825, F.S.; requiring the Department of Transportation to submit a summary of proposed public-private transportation projects to the Executive Office of the Governor, each legislative appropriations committee, the President of the Senate, and the Speaker of the House of Representatives; providing criteria for the summary; providing for the department to proceed with a project upon approval by the Governor; prohibiting the Governor from approving a transportation project if a legislative appropriations committee, the President of the Senate, or the Speaker of the House of Representatives objects within a certain period after receipt of the summary; providing for receipt by the department of an unsolicited proposal for certain transportation projects; exempting a public-private partnership agreement involving the lease of a toll facility from the requirements of the approval process; amending s. 348.0004, F.S.; removing provisions qualifying funding received by an authority from a portion of the county gasoline tax funds; amending s. 348.0005, F.S.; providing criteria under which bonds may be issued; providing an exception to the application of certain bond requirements; creating s. 348.0013, F.S., relating to expressway authorities created on or after a specified date; providing that the department is the agent for the purpose of performing all phases of constructing improvements to and extensions of an expressway system; requiring that the Division of Bond Finance and the authority provide certain construction documents to the department; providing for payment and the use of funds for the construction; authorizing the authority to appoint an agent under certain conditions to perform all phases of the project; requiring that an authority identify an expressway project in the authority’s work plan and submit the work plan along with its budget; requiring that the work plan include certain

information; requiring legislative approval of the authority's budget and work plan; requiring that the department operate and maintain the expressway system; requiring that the costs incurred be reimbursed from revenues of the expressway system; providing that an expressway system is part of the State Highway System; authorizing the authority to fix, alter, charge, and establish tolls, rates, fees, rentals, and other charges; amending s. 348.54, F.S.; providing for the powers of the authority with respect to certain lease-purchase agreements; amending s. 348.545, F.S.; conforming cross-references; amending s. 348.56, F.S.; providing criteria for bonds issued on or after a certain date; amending s. 348.565, F.S.; conforming provisions; removing from the list of approved projects for the Tampa-Hillsborough County Expressway System the connector highway linking Lee Roy Selmon Crosstown Expressway to Interstate 4; amending s. 348.57, F.S., relating to refunding bonds; conforming references and provisions; amending s. 348.60, F.S.; providing that the Tampa-Hillsborough County Expressway Authority is a party to lease-purchase agreements between the department and the authority which are dated on specified dates; prohibiting the authority from entering into other lease-purchase agreements or amending the lease-purchase agreement unless the department determines an agreement or amendment is necessary to permit refunding of certain bonds; providing that the expressway system remains the property of the authority if the lease-purchase agreement terminates; providing that the authority remains obligated to reimburse the department if the agreement terminates; requiring that the department operate and maintain the system as the agent of the authority; creating s. 348.615, F.S.; providing that the department is the agent for purposes of collecting tolls for the use of the authority's expressway system; authorizing the authority to fix, alter, charge, and establish tolls, rates, fees, rentals, and other charges; amending s. 348.754, F.S.; providing that the transportation authority is a party to specified lease-purchase agreements between the department and the authority; prohibiting the authority from entering into other lease-purchase agreements or amending a specified lease-purchase agreement; amending s. 348.7543, F.S.; conforming a cross-reference and revising provisions governing the issuance of bonds; amending s. 348.7545, F.S.; conforming a cross-reference; amending s. 348.7546, F.S.; authorizing the Orlando-Orange County Expressway Authority to exercise certain powers with respect to certain portions of the Wekiva Parkway; clarifying that the condemnation powers or the acquisition of certain property before a certain date is not invalidated; requiring that the authority repay certain expenditures made by the department for the operation and maintenance of the Orlando-Orange County Expressway System; requiring that the authority pay the department certain payments by specified dates; requiring that all funds paid to the department be used for construction of the Wekiva Parkway; prohibiting the authority from requesting the issuance of certain bonds without approval from the department; providing restrictions on refunding bonds; conditioning the department's obligation of constructing portions of the Wekiva Parkway upon certain timely payments by the authority; amending s. 348.7547, F.S.; conforming a cross-reference; providing that a specified project may be financed with revenue bonds issued on behalf of the authority; amending s. 348.755, F.S.; prohibiting the authority from requesting the issuance of any bonds, except bonds issued to refund specified bonds; prohibiting refunding bonds from being issued if the bonds have a final maturity later than the final maturity of the bonds refunded or if the refunding bonds provide for a certain higher debt service; prohibiting the authority from requesting, without the department's consent, the issuance of any bonds secured by a pledge of any revenues of the authority which is senior to the authority's obligation to reimburse the department; restricting the authority's ability to request the issuance of bonds unless the resolution authorizing the bonds pledges the revenues for certain purposes; providing for the termination of the department's obligations under lease-purchase agreements to pay certain costs of the Orlando-Orange County Expressway System; prohibiting the authority from requesting the issuance of refunding bonds under certain circumstances; amending s. 348.757, F.S.; limiting certain authorized lease-purchase agreements; prohibiting the authority from entering into or amending certain lease-purchase agreements; providing for the termination of the department's obligations under certain lease-purchase agreements; creating s. 348.7585, F.S.; providing that the department is the agent for purposes of collecting tolls for the Orlando-Orange County Expressway

System; authorizing the authority to fix, alter, charge, and establish tolls, rates, fees, rentals, and other charges; amending s. 348.9952, F.S.; removing provisions authorizing the Osceola County Expressway Authority to employ a fiscal agent; repealing s. 348.9956, F.S., relating to the appointment of the department as the agent of the authority for construction; creating s. 348.99565, F.S.; providing that the department is the agent for purposes of performing all phases of constructing improvements and extensions to the Orlando-Orange County Expressway System; requiring that the Division of Bond Finance and the expressway authority provide construction documents to the department; providing for payment and use of funds for the construction; authorizing the authority to appoint an agent under certain conditions to perform all phases of a project; providing guidelines that the authority must follow if it proposes construction of an expressway; requiring legislative approval for the issuance of bonds; requiring the department to operate and maintain the expressway system and authorizing that the department be reimbursed from revenues of the expressway system for costs incurred; authorizing the authority to collect tolls, fees, and other charges; amending s. 369.317, F.S.; providing for the Department of Environmental Protection to have exclusive permitting authority for certain activities associated with the Wekiva Parkway and related transportation facilities; requiring the department to locate the precise corridor and interchanges for the Wekiva Parkway to be located in Seminole County; amending s. 377.809, F.S.; conforming a cross-reference; transferring funds and all future payments of obligated funds in the Toll Facilities Revolving Trust Fund to the State Transportation Trust Fund; requiring that the Florida Transportation Commission conduct a study of the potential for cost savings through certain activities by or on behalf of expressway authorities; authorizing the commission to retain experts as necessary to complete the study; requiring that the department pay the expenses of the experts; requiring that the commission provide a report to the Governor and Legislature; providing an effective date.

—was read the first time by title and referred to the Calendar of the House. On motion by Rep. Horner, the rules were waived and the bill was read the second time by title.

Representative Horner offered the following:

(Amendment Bar Code: 202375)

**Amendment 1 (with title amendment)**—Remove everything after the enacting clause and insert:

#### TITLE AMENDMENT

Remove the entire title and insert:

Rep. Horner moved the adoption of the amendment, which was adopted.

On motion by Rep. Horner, the rules were waived and **SB 1998** was read the third time by title. On passage, the vote was:

Session Vote Sequence: 917

Speaker Cannon in the Chair.

Yeas—105

|           |         |             |            |
|-----------|---------|-------------|------------|
| Abruzzo   | Berman  | Caldwell    | Costello   |
| Adkins    | Bernard | Campbell    | Crisafulli |
| Ahern     | Bileca  | Cannon      | Cruz       |
| Albritton | Boyd    | Chestnut    | Davis      |
| Artiles   | Brandes | Clarke-Reed | Diaz       |
| Aubuchon  | Brodeur | Clemens     | Dorworth   |
| Baxley    | Broxson | Coley       | Drake      |
| Bembry    | Burgin  | Corcoran    | Eisnaugle  |



|          |               |              |              |
|----------|---------------|--------------|--------------|
| Ford     | Hukill        | Pilon        | Stafford     |
| Fresen   | Ingram        | Plakon       | Stargel      |
| Frishe   | Julien        | Porter       | Steube       |
| Fullwood | Kiar          | Porth        | Taylor       |
| Gaetz    | Logan         | Precourt     | Thompson, G. |
| Garcia   | Lopez-Cantera | Proctor      | Tobia        |
| Gibbons  | Mayfield      | Ray          | Trujillo     |
| Glorioso | McBurney      | Reed         | Van Zant     |
| Gonzalez | McKeel        | Renuart      | Watson       |
| Goodson  | Metz          | Roberson, K. | Weatherford  |
| Grant    | Moraitis      | Rogers       | Weinstein    |
| Grimsley | Nehr          | Rooney       | Williams, A. |
| Hager    | Nelson        | Rouson       | Williams, T. |
| Harrell  | Nuñez         | Sands        | Wood         |
| Harrison | O'Toole       | Saunders     | Workman      |
| Holder   | Oliva         | Slosberg     | Young        |
| Hooper   | Passidomo     | Smith        |              |
| Horner   | Patronis      | Snyder       |              |
| Hudson   | Perman        | Soto         |              |

Nays—6

|          |           |           |          |
|----------|-----------|-----------|----------|
| Kriseman | Rehwinkel | Vasilinda | Thurston |
| Pafford  | Schwartz  |           | Waldman  |

Votes after roll call:  
Yeas—Kreegel

So the bill passed, as amended, and was immediately certified to the Senate.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 1986, as amended, and requests that the House pass the bill as passed by the Senate or agree to include the bill in the budget conference.

*Debbie Brown, Secretary*

By the Committee on Budget—

**SB 1986**—A bill to be entitled An act relating to water management districts; amending s. 373.503, F.S.; authorizing the Legislature to set the maximum millage rate for each district; removing a provision requiring that the maximum property tax revenue for water management districts revert to the amount authorized for the prior year if the Legislature does not set the amount; removing the maximum revenues for the 2011-2012 fiscal year; creating s. 373.535, F.S.; requiring the Executive Office of the Governor to annually submit a preliminary budget for each water management district to the Legislature for review; providing criteria for legislative review; authorizing the Legislature to set the maximum amount of property tax revenue that may be raised or the maximum millage rate that may be levied to fund specified program areas; providing that the preliminary budget reviewed by the Legislature is the basis for developing each district's tentative budget for the next fiscal year; providing limitations on the authority of a district to fund proposed expenditures for the next fiscal year; amending s. 373.536, F.S.; requiring that budget amendments greater than a certain amount be reviewed and approved by the Executive Office of the Governor, which must notify the Legislative Budget Commission of such approval; requiring a district to provide a description of the budget control mechanisms to the Executive Office of the Governor for approval; providing that, upon providing notice to the Legislative Budget Commission, a water management district may amend unanticipated funds into its final budget; requiring the Executive Office of the Governor and the Legislative Budget Commission to be notified if a district governing board expends funds for a disaster or emergency; delaying the date that a district must begin providing a monthly financial statement to its governing board; removing obsolete provisions relating to review and approval of the tentative budget of a water management district; providing criteria for the Legislative Budget Commission to use in approving the tentative budget of a district; directing the Chief Financial Officer to withhold state funds from a district that includes disapproved provisions in its tentative budget; revising components

to be included in a district's tentative budget; deleting the requirement that the Executive Office of the Governor annually file a report that summarizes its review of the water management districts' tentative budgets and submit the report with the Legislature; amending s. 373.605, F.S.; authorizing the governing board of a water management district to provide group insurance for its employees and the employees of another water management district; providing an effective date.

—was read the first time by title and referred to Calendar of the House. On motion by Rep. T. Williams, the rules were waived and the bill was read the second time by title.

Representative Williams, T. offered the following:

(Amendment Bar Code: 921539)

**Amendment 1 (with title amendment)**—Remove everything after the enacting clause and insert:

#### TITLE AMENDMENT

Remove the entire title and insert:

Rep. T. Williams moved the adoption of the amendment, which was adopted.

On motion by Rep. T. Williams, the rules were waived and **SB 1986** was read the third time by title. On passage, the vote was:

Session Vote Sequence: 918

Speaker Cannon in the Chair.

Yeas—96

|             |          |               |              |
|-------------|----------|---------------|--------------|
| Abruzzo     | Davis    | Ingram        | Proctor      |
| Adkins      | Diaz     | Jenne         | Ray          |
| Ahern       | Dorworth | Julien        | Reed         |
| Albritton   | Drake    | Kiar          | Renuart      |
| Artiles     | Eisnagle | Kriseman      | Roberson, K. |
| Aubuchon    | Ford     | Logan         | Rooney       |
| Baxley      | Fresen   | Lopez-Cantera | Rouson       |
| Bernard     | Frishe   | Mayfield      | Sands        |
| Bileca      | Fullwood | McBurney      | Smith        |
| Boyd        | Gaetz    | McKeel        | Snyder       |
| Brandes     | Gibbons  | Metz          | Soto         |
| Brodeur     | Glorioso | Moraitis      | Stargel      |
| Broxson     | Gonzalez | Nehr          | Steube       |
| Burgin      | Goodson  | Nelson        | Taylor       |
| Caldwell    | Grant    | Nuñez         | Tobia        |
| Cannon      | Grimsley | O'Toole       | Trujillo     |
| Chestnut    | Hager    | Oliva         | Van Zant     |
| Clarke-Reed | Harrell  | Passidomo     | Weatherford  |
| Clemens     | Harrison | Patronis      | Weinstein    |
| Coley       | Holder   | Pilon         | Williams, A. |
| Corcoran    | Hooper   | Plakon        | Williams, T. |
| Costello    | Horner   | Porter        | Wood         |
| Crisafulli  | Hudson   | Porth         | Workman      |
| Cruz        | Hukill   | Precourt      | Young        |

Nays—16

|          |           |          |              |
|----------|-----------|----------|--------------|
| Bembry   | Pafford   | Saunders | Thompson, G. |
| Berman   | Perman    | Schwartz | Thurston     |
| Campbell | Rehwinkel | Slosberg | Waldman      |
| Garcia   | Rogers    | Stafford | Watson       |

Votes after roll call:  
Yeas—Kreegel

So the bill passed, as amended, and was immediately certified to the Senate.

**Motion**

On motion by Rep. Aubuchon, having passed **SB 1958, SB 1960, SB 1964, SB 1968, SB 1986, SB 1990, SB 1994, SB 1996, and SB 1998** with amendments, the House acceded to the request of the Senate to include the bills in the budget conference.

**Bills and Joint Resolutions on Third Reading**

Consideration of **CS/CS/HB 565** was temporarily postponed.

**Motion to Adjourn**

Rep. Weatherford moved that the House, after receiving reports, adjourn for the purpose of holding committee and subcommittee meetings and conducting other House business, to reconvene at 10:00 a.m., Tuesday, February 28, 2012, or upon call of the Chair. The motion was agreed to.

**Messages from the Senate**

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has adopted SM 1080 and requests the concurrence of the House.

*Debbie Brown, Secretary*

By Senators Dean and Bullard—

**SM 1080**—A memorial to the Congress of the United States, urging Congress to initiate and support nationwide efforts to commemorate the 40th anniversary of the end of the United States' involvement in the Vietnam War and demonstrate the nation's appreciation for the honorable service and sacrifice of Vietnam Veterans.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has adopted CS for SM 1486 and requests the concurrence of the House.

*Debbie Brown, Secretary*

By the Committee on Governmental Oversight and Accountability; and Senator Braynon—

**CS for SM 1486**—A memorial to the Congress of the United States, urging Congress to pass H.R. 2918, the Taiwan Policy Act of 2011.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has adopted SM 1778 and requests the concurrence of the House.

*Debbie Brown, Secretary*

By Senator Richter—

**SM 1778**—A memorial to the Congress of the United States, urging Congress to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

*The Honorable Dean Cannon, Speaker*

I am directed to inform the House of Representatives that the Senate has adopted SM 1822 and requests the concurrence of the House.

*Debbie Brown, Secretary*

By Senator Hays—

**SM 1822**—A memorial to the Congress of the United States, urging Congress to repeal the Sarbanes-Oxley Act of 2002.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

**Cosponsors**

CS/CS/HB 3—Metz

CS/CS/HB 189—Costello

HB 231—Costello

HB 247—Abruzzo, A. Williams

HB 331—Campbell, Drake

HB 347—Adkins, Brandes, Eisnaugle, Julien, Kiar, Smith, Stargel

CS/CS/CS/CS/HB 503—Coley, Drake

HB 689—Campbell

HB 811—Costello

HB 819—Costello

HB 849—Perman

CS/CS/HB 959—Fresen, Gonzalez, Nuñez

HB 1209—Broxson, Drake

CS/HB 1285—Campbell

CS/HB 1323—Nuñez

HB 1327—Costello

HJR 1377—Costello

HR 1447—Costello, Garcia

CS/HB 7047—Weinstein

HB 7049—Campbell

HB 7125—Ahern

CS/HCR 8005—O'Toole

## Introduction and Reference

By the Judiciary Committee; Representative **Julien**—

**HB 7131**—A bill to be entitled An act for the relief of Irving Hoffman and Marjorie Weiss, parents of Rachel Hoffman, deceased, individually and as co-personal representatives of the Estate of Rachel Hoffman, by the City of Tallahassee; providing an appropriation to compensate them for the wrongful death of their daughter, Rachel Hoffman, who was murdered while serving as a confidential informant for the Tallahassee Police Department; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

By the Health & Human Services Committee; Representative **Gonzalez**—

**HB 7133**—A bill to be entitled An act relating to quality improvement initiatives for entities regulated by the Agency for Health Care Administration; amending s. 394.4574, F.S.; providing responsibilities of the Department of Children and Family Services and mental health service providers for mental health residents who reside in assisted living facilities; directing the agency to impose contract penalties on Medicaid prepaid health plans under specified circumstances; directing the department to impose contract penalties on mental health service providers under specified circumstances; directing the department and the agency to enter into an interagency agreement for the enforcement of their respective responsibilities and procedures related thereto; amending s. 395.1055, F.S.; revising provisions relating to agency rules regarding standards for infection control, housekeeping, and sanitary conditions in a hospital; requiring housekeeping and sanitation staff to employ and document compliance with specified cleaning and disinfecting procedures; authorizing imposition of administrative fines for noncompliance; amending s. 400.0078, F.S.; requiring specified information regarding the confidentiality of complaints to the State Long-Term Care Ombudsman Program to be provided to residents of a long-term care facility upon admission to the facility; amending s. 408.05, F.S.; directing the agency to collect, compile, analyze, and distribute specified health care information for specified uses; providing for the agency to release data necessary for the administration of the Medicaid program to quality improvement collaboratives for specified purposes; amending s. 408.802, F.S.; providing that the provisions of part II of ch. 408, F.S., the Health Care Licensing Procedures Act, apply to assisted living facility administrators; amending s. 408.820, F.S.; exempting assisted living facility administrators from specified provisions of part II of ch. 408, F.S., the Health Care Licensing Procedures Act; creating s. 409.986, F.S.; providing definitions; directing the agency to establish and implement methodologies to adjust Medicaid rates for hospitals, nursing homes, and managed care plans; providing criteria for and limits on the amount of Medicaid payment rate adjustments; directing the agency to seek federal approval to implement a performance payment system; providing for implementation of the system in fiscal year 2015-2016; authorizing the agency to appoint a technical advisory panel; providing applicability of the performance payment system to general hospitals, skilled nursing facilities, and managed care plans and providing criteria therefor; amending s. 415.1034, F.S.; providing that specified persons who have regulatory responsibilities over or provide services to persons residing in certain facilities must report suspected incidents of abuse to the central abuse hotline; amending s. 429.02, F.S.; revising definitions applicable to the Assisted Living Facilities Act; amending s. 429.07, F.S.; requiring that an assisted living facility be under the management of a licensed assisted living facility administrator; amending s. 429.075, F.S.; providing additional requirements for a limited mental health license; removing specified assisted living facility requirements; authorizing a training provider to charge a fee for the training required of facility

administrators and staff; revising provisions for application for a limited mental health license; creating s. 429.0751, F.S.; providing requirements for an assisted living facility that has mental health residents; requiring the assisted living facility to enter into a cooperative agreement with a mental health care service provider; providing for the development of a community living support plan; specifying who may have access to the plan; requiring documentation of mental health resident assessments; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; providing fines and penalties for specified violations by an assisted living facility; creating s. 429.231, F.S.; directing the Department of Elderly Affairs to create an advisory council to review the facts and circumstances of unexpected deaths in assisted living facilities and of elopements that result in harm to a resident; providing duties; providing for appointment and terms of members; providing for meetings; requiring a report; providing for per diem and travel expenses; amending s. 429.34, F.S.; providing a schedule for the inspection of assisted living facilities; providing exceptions; providing for fees for additional inspections after specified violations; creating s. 429.50, F.S.; prohibiting a person from performing the duties of an assisted living facility administrator without a license; providing qualifications for licensure; providing exceptions; providing license and license renewal fees; providing grounds for revocation or denial of licensure; providing rulemaking authority; authorizing the agency to issue a temporary license to an assisted living facility administrator under certain conditions and for a specified period of time; amending s. 429.52, F.S.; providing training, competency testing, and continuing education requirements for assisted living facility administrators and license applicants; specifying entities that may provide training; providing a definition; requiring assisted living facility trainers to keep certain training records and submit those records to the agency; providing rulemaking authority; amending s. 429.54, F.S.; requiring the Agency for Health Care Administration, the Department of Elderly Affairs, the Department of Children and Family Services, and the Agency for Persons with Disabilities to develop or modify electronic information systems and other systems to ensure efficient communication regarding regulation of assisted living facilities, subject to the availability of funds; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Appropriations Committee.

## First Reading of Committee and Subcommittee Substitutes by Publication

By the State Affairs Committee; and Government Operations Appropriations Subcommittee; Representatives **T. Williams**, **Moraitis**, and **Van Zant**—

**CS/CS/HB 337**—A bill to be entitled An act relating to public-private partnerships; creating s. 287.05712, F.S.; providing definitions; providing legislative findings and intent relating to the construction or upgrade of facilities by private entities which are used predominately for a public purpose; requiring public entities to develop and adopt guidelines governing procedures and criteria for the selection of projects and public-private agreements; providing procurement procedures; providing project-approval requirements; providing project qualifications and process; providing for notice to affected local jurisdictions; providing for interim and comprehensive agreements between the public and private entities; providing for use fees; providing for private financing requirements; providing powers and duties for private entities; providing for expiration or termination of agreements; providing for the applicability of sovereign immunity for public entities with respect to qualified projects; providing for construction of the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; and Criminal Justice Subcommittee; Representatives **Reed, Campbell, Julien, Pafford, Rehwinkel Vasilinda, Rouson, and Stafford**—

**CS/CS/HB 367**—A bill to be entitled An act relating to the restraint of incarcerated pregnant women; providing a short title; defining terms; prohibiting use of restraints on a prisoner known to be pregnant during labor, delivery, and postpartum recovery unless a corrections official makes an individualized determination that the prisoner presents an extraordinary circumstance requiring restraints; authorizing an officer to apply restraints after consulting with medical staff; requiring that any restraint applied must be done in the least restrictive manner necessary; requiring the corrections official to make written findings as to the extraordinary circumstance requiring restraints; restricting the use of certain restraints during the third trimester of pregnancy unless there are significant security concerns documented by the department or correctional institution; requiring that the findings be kept on file by the department or correctional institution for at least 5 years; authorizing any woman who is restrained in violation of the act to file a grievance within a specified period; providing that these remedies do not prevent a woman harmed through the use of restraints from filing a complaint under federal or state law; directing the Department of Corrections and the Department of Juvenile Justice to adopt rules; requiring correctional institutions to inform female prisoners of the rules upon admission, include the policies and practices in the prisoner handbook, and post the policies and practices in the correctional institution; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health & Human Services Committee; Community & Military Affairs Subcommittee; and Health & Human Services Quality Subcommittee; Representative **Hooper**—

**CS/CS/CS/HB 711**—A bill to be entitled An act relating to the sale or lease of a county, district, or municipal hospital; amending s. 155.40, F.S.; providing definitions; requiring approval from a circuit court for the sale or lease of a county, district, or municipal hospital unless certain exemption or referendum approval applies; requiring the hospital governing board to determine by certain public advertisements whether there are qualified purchasers or lessees before the sale or lease of such hospital; requiring the board to state in writing specified criteria forming the basis of its acceptance of a proposal for sale or lease of the hospital; providing for publication of notice; authorizing submission of written statements of opposition to a proposed transaction to the hospital governing board within a certain timeframe; requiring the board to file a petition for approval with the circuit court and receive approval before any transaction is finalized; providing an exception; specifying information to be included in such petition; providing for the circuit court to issue an order requiring all interested parties to appear before the court under certain circumstances; granting the circuit court jurisdiction to approve sales or leases of county, district, or municipal hospitals based on specified criteria; providing for a party to seek judicial review; requiring the court to enter a final judgment; requiring the board to pay costs associated with the petition for approval unless a party contests the action; providing exemptions for certain transactions completed before a specified date; providing for cessation of special district taxing authority at sale unless reduced and ratified by referendum; providing that any general or special law that is inconsistent with or otherwise in conflict with the act is specifically superseded by the act; repealing s. 155.41, F.S., relating to applicability of retroactive exemptions for the sale or lease of county, district, or municipal hospitals, to conform to changes made by the act; amending s. 395.3036, F.S.; conforming cross-references and terminology; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Affairs Committee; and Business & Consumer Affairs Subcommittee; Representatives **Ford, Metz, Broxson, Gaetz, Perry, K. Roberson, Rouson, Smith, Watson, and Young**—

**CS/CS/HB 885**—A bill to be entitled An act relating to transactions by secondhand dealers and secondary metals recyclers; amending s. 538.03, F.S.; defining the term "appropriate law enforcement official"; deleting exemptions from regulation as a secondhand dealer which relate to flea market transactions and auction businesses; conforming terminology; amending s. 538.04, F.S., relating to recordkeeping requirements; conforming terminology and clarifying provisions; amending s. 538.18, F.S.; revising and providing definitions; amending s. 319.30, F.S.; conforming a cross-reference; providing requirements for salvaged motor vehicles and mobile homes; amending s. 538.19, F.S.; revising requirements for the types of information that secondary metals recyclers must obtain and maintain regarding purchase transactions, including requirements for the maintenance and transmission of electronic records of such transactions; revising the period required for secondary metals recyclers to maintain certain information regarding purchase transactions involving regulated metals property; limiting the liability of secondary metals recyclers for the conversion of motor vehicles to scrap metal under certain circumstances; amending s. 538.235, F.S.; revising requirements for payments made by secondary metals recyclers to sellers of regulated metals property, to prohibit certain cash transactions; providing penalties; providing methods of payment for restricted regulated metals property; requiring that purchases of certain property be made by check or by electronic payment; providing procedures; amending s. 538.25, F.S.; requiring an application for registration as a secondary metals recycler to contain the address of a fixed business location; amending s. 538.26, F.S.; prohibiting secondary metals recyclers from purchasing regulated metals property, restricted regulated metals property, or ferrous metals during specified times, from certain locations, or from certain sellers; prohibiting the purchase of specified restricted regulated metals property without obtaining certain proof of the seller's ownership and authorization to sell the property; providing penalties; creating s. 538.28, F.S.; preempting to the state the regulation of secondary metals recyclers and purchase transactions involving regulated metals property; providing exceptions; amending s. 538.23, F.S.; increasing the criminal penalties for specified violations relating to secondary metals recycling; providing increased criminal penalties for third and subsequent criminal violations; amending s. 812.145, F.S., relating to theft of copper or other nonferrous metals from a utility or communications services provider; revising and providing definitions; providing civil liability and penalties; prohibiting removing copper or other nonferrous metals from an electrical substation site without authorization of the utility; providing criminal penalties; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Affairs Committee; Finance & Tax Committee; and Community & Military Affairs Subcommittee; Representative **Rouson**—

**CS/CS/CS/HB 933**—A bill to be entitled An act relating to affordable housing; amending 83.56, F.S.; revising provisions for terminating a rental agreement that involves rent subsidies received from a local, state, or national government; amending s. 420.507, F.S.; authorizing the Florida Housing Finance Corporation to set aside a portion of its federal and state funding to fund housing for economic development initiatives, veterans' housing, and housing for other special needs populations; authorizing the use of competitive requests for proposal to fund projects; amending s. 421.02, F.S.; revising a declaration of necessity; providing that access to essential commercial goods and services for persons of low income served by housing authorities is a public use; amending s. 421.03, F.S.; reordering and revising definitions applicable to the Housing Authorities Law; revising the definition of the term "housing project"; defining the term "essential commercial goods and services"; amending s. 421.06, F.S., relating to a prohibition on commissioners or employees from acquiring interests in housing projects and to required disclosure of interests in specified properties; providing application

to commercial projects; amending s. 421.08, F.S.; prohibiting the use of eminent domain for certain purposes; expanding certain powers of housing authorities to include certain commercial projects providing essential goods and services; providing for the use of revenues received from such projects; amending s. 421.09, F.S.; conforming a cross-reference; reenacting and amending s. 421.21, F.S., relating to tax exemptions applicable to housing authorities created pursuant to certain federal programs; amending s. 421.32, F.S.; conforming a cross-reference; amending s. 422.02, F.S.; revising a declaration of necessity; providing that there exists a shortage of access to essential commercial goods and services necessary for daily living for persons of low income; amending s. 422.04, F.S.; expanding certain powers of state public bodies to include certain commercial projects providing essential goods and services; amending s. 423.01, F.S.; revising and providing findings and declarations of property of tax exemption for housing authorities relating to access to essential commercial goods and services necessary for daily living for persons of low income; amending s. 423.02, F.S.; clarifying that activities and property of certain persons are not exempt from taxes and special assessments; providing that real property of a housing authority that is used to provide access to essential commercial goods and services is exempt from ad valorem taxes and special assessments; amending s. 624.46226, F.S.; revising requirements for public housing authorities to form self-insurance funds; providing organizational and editorial changes for purposes of clarifying various provisions; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; Representative **Harrison**—

**CS/HB 963**—A bill to be entitled An act relating to dispute resolution; amending s. 682.01, F.S.; revising the short title of the "Florida Arbitration Code" to the "Revised Florida Arbitration Code"; creating s. 682.011, F.S.; providing definitions; creating s. 682.012, F.S.; specifying how a person gives notice to another person and how a person receives notice; creating s. 682.013, F.S.; specifying the applicability of the revised code; creating s. 682.014, F.S.; providing that an agreement may waive or vary the effect of statutory arbitration provisions; providing exceptions; creating s. 682.015, F.S.; providing for petitions for judicial relief; providing for service of notice of an initial petition for such relief; amending s. 682.02, F.S.; revising provisions relating to the making of arbitration agreements; requiring a court to decide whether an agreement to arbitrate exists or a controversy is subject to an agreement to arbitrate; providing for determination of specified issues by an arbitrator; providing for continuation of an arbitration proceeding pending resolution of certain issues by a court; revising provisions relating to applicability of provisions to certain interlocal agreements; amending s. 682.03, F.S.; revising provisions relating to proceedings to compel and to stay arbitration; creating s. 682.031, F.S.; providing for a court to order provisional remedies before an arbitrator is appointed and is authorized and able to act; providing for orders for provisional remedies by an arbitrator; providing that a party does not waive a right of arbitration by seeking provisional remedies in court; creating s. 682.032, F.S.; providing for initiation of arbitration; providing that a person waives any objection to lack of or insufficiency of notice by appearing at the arbitration hearing; providing an exception; creating s. 682.033, F.S.; providing for consolidation of separate arbitration proceedings as to all or some of the claims in certain circumstances; prohibiting consolidation if the agreement prohibits consolidation; amending s. 682.04, F.S.; revising provisions relating to appointment of an arbitrator; prohibiting an individual who has an interest in the outcome of an arbitration from serving as a neutral arbitrator; creating s. 682.041, F.S.; requiring certain disclosures of interests and relationships by a person before accepting appointment as an arbitrator; providing a continuing obligation to make such disclosures; providing for objections to an arbitrator based on information disclosed; providing for vacation of an award if an arbitrator failed to disclose a fact as required; providing that an arbitrator appointed as a neutral arbitrator who does not disclose certain interests or relationships is presumed to act with partiality for specified purposes; requiring parties to substantially comply with agreed-to procedures of an arbitration organization or any other

procedures for challenges to arbitrators before an award is made in order to seek vacation of an award on specified grounds; amending s. 682.05, F.S.; requiring that if there is more than one arbitrator, the powers of an arbitrator must be exercised by a majority of the arbitrators; requiring all arbitrators to conduct the arbitration hearing; creating s. 682.051, F.S.; providing immunity from civil liability for an arbitrator or an arbitration organization acting in that capacity; providing that this immunity is supplemental to any immunity under other law; providing that failure to make a required disclosure does not remove immunity; providing that an arbitrator or representative of an arbitration organization is not competent to testify and may not be required to produce records concerning the arbitration; providing exceptions; providing for awarding an arbitrator, arbitration organization, or representative of an arbitration organization with reasonable attorney fees and expenses of litigation under certain circumstances; amending s. 682.06, F.S.; revising provisions relating to the conduct of arbitration hearings; providing for summary disposition, notice of hearings, adjournment, and rights of a party to the arbitration proceeding; requiring appointment of a replacement arbitrator in certain circumstances; amending s. 682.07, F.S.; providing that a party to an arbitration proceeding may be represented by an attorney; amending s. 682.08, F.S.; revising provisions relating to the issuance, service, and enforcement of subpoenas; revising provisions relating to depositions; authorizing an arbitrator to permit discovery in certain circumstances; authorizing an arbitrator to order compliance with discovery; authorizing protective orders by an arbitrator; providing for applicability of laws compelling a person under subpoena to testify and all fees for attending a judicial proceeding, a deposition, or a discovery proceeding as a witness; providing for court enforcement of a subpoena or discovery-related order; providing for witness fees; creating s. 682.081, F.S.; providing for judicial enforcement of a preaward ruling by an arbitrator in certain circumstances; providing exceptions; amending s. 682.09, F.S.; revising provisions relating to the record needed for an award; revising provisions relating to the time within which an award must be made; amending s. 682.10, F.S.; revising provisions relating to requirements for a motion to modify or correct an award; amending s. 682.11, F.S.; revising provisions relating to fees and expenses of arbitration; authorizing punitive damages and other exemplary relief and remedies; amending s. 682.12, F.S.; revising provisions relating to confirmation of an award; amending s. 682.13, F.S.; revising provisions relating to grounds for vacating an award; revising provisions relating to a motion for vacating an award; providing for a rehearing in certain circumstances; amending s. 682.14, F.S.; revising provisions relating to the time for moving to modify or correct an award; deleting references to the term "umpire"; revising a provision concerning confirmation of awards; amending s. 682.15, F.S.; revising provisions relating to a court order confirming, vacating without directing a rehearing, modifying, or correcting an award; providing for award of costs and attorney fees in certain circumstances; repealing s. 682.16, F.S., relating to judgment roll and docketing of certain orders; repealing s. 682.17, F.S., relating to application to court; repealing s. 682.18, F.S., relating to the definition of the term "court" and jurisdiction; creating s. 682.181, F.S.; providing for jurisdiction relating to the revised code; amending s. 682.19, F.S.; revising provisions relating to venue for actions relating to the code; amending s. 682.20, F.S.; providing that an appeal may be taken from an order denying confirmation of an award unless the court has entered an order under specified provisions; providing that all other orders denying confirmation of an award are final orders; repealing s. 682.21, F.S., relating to the previous code not applying retroactively; repealing s. 682.22, F.S., relating to conflict of laws; creating s. 682.23, F.S.; specifying the relationship of the code to the Electronic Signatures in Global and National Commerce Act; providing for applicability; creating s. 682.25, F.S.; providing that the revised code does not apply to any dispute involving child custody, visitation, or child support; amending s. 44.104, F.S.; deleting references to binding arbitration from provisions providing for voluntary trial resolution; providing for temporary relief; revising provisions relating to procedures in voluntary trial resolution; providing that a judgment is reviewable in the same manner as a judgment in a civil action; deleting provisions relating to applicability of the harmless error doctrine; providing limitations on the jurisdiction of a trial resolution judge; providing for the use of juries; amending s. 44.107, F.S.; providing immunity

for voluntary trial resolution judges serving under specified provisions; amending ss. 440.1926, 489.1402, and 731.401, F.S.; conforming cross-references; providing a directive to the Division of Statutory Revision to redesignate the title of ch. 44, F.S., as "Alternative Dispute Resolution"; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; and Civil Justice Subcommittee; Representatives **Diaz, Abruzzo, and Randolph**—

**CS/CS/HB 965**—A bill to be entitled An act for the relief of Aaron Edwards, a minor, by Lee Memorial Health System of Lee County; providing for an appropriation to compensate Aaron Edwards for damages sustained as a result of medical negligence by employees of Lee Memorial Health System of Lee County; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; and Civil Justice Subcommittee; Representative **Grant**—

**CS/CS/HB 969**—A bill to be entitled An act for the relief of Melvin and Alma Colindres by the City of Miami; providing for an appropriation to compensate them for the wrongful death of their son, Kevin Colindres, sustained as a result of the negligence of police officers of the City of Miami; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the State Affairs Committee; Appropriations Committee; and Government Operations Subcommittee; Representatives **Smith and Costello**—

**CS/CS/CS/HB 1205**—A bill to be entitled An act relating to the Drug-Free Workplace Act; amending s. 112.0455, F.S.; revising the definition of the term "job applicant"; defining the term "random testing"; removing the definition of the term "safety-sensitive position"; requiring drug testing to be conducted within each state agency's appropriation; authorizing a state agency to conduct random drug testing every 3 months; providing testing selection requirements; removing provisions prohibiting a state agency from discharging or disciplining an employee under certain circumstances based on the employee's first positive confirmed drug test; removing provisions limiting the circumstances under which an agency may discharge an employee in a special risk or safety-sensitive position; providing that an agency may discharge or discipline an employee following a first-time positive confirmed drug test result; authorizing an agency to refer an employee to an employee assistance program or an alcohol and drug rehabilitation program if the employee is not discharged; requiring participation in an employee assistance program or an alcohol and drug rehabilitation program at the employee's own expense; requiring the employer to determine if the employee is able to safely and effectively perform the job duties assigned to the employee while the employee is participating in the employee assistance program or alcohol and drug rehabilitation program; deeming that certain specified job activities cannot be performed safely and effectively while the employee is participating in the employee assistance program or alcohol and drug rehabilitation program; requiring the employer to transfer the employee to a job assignment that he or she can perform safely and effectively while the employee participates in the employee assistance program or alcohol and drug rehabilitation program;

requiring the employer to place the employee on leave status while the employee is participating in an employee assistance program or an alcohol and drug rehabilitation program if such a position is unavailable; authorizing the employee to use accumulated leave credits before being placed on leave without pay; amending s. 440.102, F.S.; revising the definition of the term "job applicant" as it pertains to a public employer; removing the definition of the term "safety-sensitive position" and replacing it with the definition for the term "mandatory-testing position;" providing that an employer remains qualified for an insurer rate plan that discounts rates for workers' compensation and employer's liability insurance policies if the employer maintains a drug-free workplace program that is broader in scope than that provided for by the standards and procedures established in the act; authorizing a public employer, using an unbiased selection procedure, to conduct random drug tests of employees occupying mandatory-testing or special-risk positions if the testing is performed in accordance with drug-testing rules adopted by the Agency for Health Care Administration; requiring that a public sector employer assign a public sector employee to a position other than a mandatory-testing position if the employee enters an employee assistance program or drug rehabilitation program; amending s. 944.474, F.S.; revising provisions governing employees of the state correctional system, to conform to changes made by the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Affairs Committee; Representatives **Brandes, Corcoran, Broxson, Clemens, Ingram, Perry, Steinberg, and Young**—

**CS/HB 1207**—A bill to be entitled An act relating to vehicles with autonomous technology; defining the term "autonomous technology"; providing legislative intent and findings; amending s. 316.003, F.S.; defining the terms "autonomous vehicle" and "autonomous technology" when used in provisions for traffic control; creating s. 316.85, F.S.; authorizing a person who possesses a valid driver license to operate an autonomous vehicle; specifying that the person who causes the vehicle's autonomous technology to engage is the operator; creating s. 319.145, F.S.; requiring an autonomous vehicle registered in this state to meet federal standards and regulations for a motor vehicle; specifying certain requirements for such vehicle; providing for the application of certain federal regulations; authorizing the operation of vehicles equipped with autonomous technology by certain persons for testing purposes under certain conditions; requiring an instrument of insurance, surety bond, or self-insurance prior to the testing of a vehicle; directing the department to prepare a report on the safe testing and operation of vehicles equipped with autonomous technology and submit the report to the Legislature by a certain date; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the State Affairs Committee; Appropriations Committee; Rulemaking & Regulation Subcommittee; and Government Operations Subcommittee; Representative **Mayfield**—

**CS/CS/CS/CS/HB 1261**—A bill to be entitled An act relating to state employment; amending s. 110.105, F.S.; revising the employment policy of the state system of personnel management; amending s. 110.1127, F.S.; revising provisions relating to employee background screening; amending s. 110.119, F.S.; revising provisions relating to administrative leave for a service-connected disability; amending s. 110.1225, F.S.; revising provisions relating to agency furloughs; amending s. 110.126, F.S.; revising provisions relating to the authority of the Department of Management Services to administer oaths; amending s. 110.131, F.S.; revising the duties of state agencies with respect to the employment of other-personal-services employees; providing reporting requirements; amending s. 110.171, F.S.; revising provisions relating to state employee telecommuting; providing for a telework program; providing program requirements for agencies and employees; amending s. 110.181, F.S.; revising provisions relating to the Florida State Employees' Charitable Campaign; requiring state officers and employees to designate a charitable

organization to receive certain charitable contributions; deleting provisions relating to the establishment of local steering committees and the distribution of funds; amending s. 110.217, F.S.; revising provisions relating to a change in an employee's position status; amending s. 110.227, F.S.; deleting requirements for an agency that removes from a promotional position a career service employee who is serving a probationary period in such position to return such employee to the employee's former position or a comparable position, if such a position is vacant; amending ss. 255.249, 402.3057, 409.1757, 413.20, 943.0585, and 943.059, F.S.; conforming provisions and cross-references; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Affairs Committee; Transportation & Economic Development Appropriations Subcommittee; and Transportation & Highway Safety Subcommittee; Representative **Brandes**—

**CS/CS/CS/HB 1399**—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S., relating to the Department of Transportation; authorizing district secretaries and executive directors to be a professional engineer from any state; removing obsolete language relating to authority of district secretaries to appoint district directors; amending s. 206.41, F.S., relating to payment of a tax on fuel under specified provisions; providing that a restriction on the use of agricultural equipment to qualify for a refund of the tax does not apply to citrus harvesting equipment or citrus fruit loaders; revising the title of ch. 311, F.S.; amending s. 311.07, F.S.; revising provisions for the financing of port transportation or port facilities projects; increasing funding for the Florida Seaport Transportation and Economic Development Program; directing the Florida Seaport Transportation and Economic Development Council to develop guidelines for project funding; directing council staff, the Department of Transportation, and the Department of Economic Opportunity to work in cooperation to review projects and allocate funds as specified; revising certain authorized uses of program funds; revising the list of projects eligible for funding under the program; removing a cap on distribution of program funds; removing a requirement for a specified audit; authorizing the Department of Transportation to subject projects funded under the program to a specified audit; amending s. 311.09, F.S.; revising provisions for rules of the council for evaluating certain projects; removing provisions for review by the Department of Community Affairs of the list of projects approved by the council; revising provisions for review and evaluation of such projects by the Department of Transportation and the Department of Economic Opportunity; increasing the amount of funding the Department of Transportation is required to include in its annual legislative budget request for the Florida Seaport Transportation and Economic Development Program; revising provisions relating to funding to be included in the budget; creating s. 311.10, F.S.; establishing the Strategic Port Investment Initiative within the Department of Transportation; providing for a minimum annual amount from the State Transportation Trust Fund to fund the initiative; directing the department to work with deepwater ports to develop and maintain a priority list of strategic investment projects; providing project selection criteria; requiring the department to schedule a publicly noticed workshop with the Department of Economic Opportunity and the deepwater ports to review the proposed projects; directing the department to finalize a prioritized list of potential projects after considering comments received in the workshop; directing the department to include the proposed seaport projects in the tentative work program; creating s. 311.101, F.S.; creating the Intermodal Logistics Center Infrastructure Support Program within the Department of Transportation; providing purpose of the program; defining the term "intermodal logistics center"; providing criteria for consideration by the department when evaluating projects for program assistance; directing the department to coordinate and consult with the Department of Economic Opportunity in the selection of projects to be funded; authorizing the department to administer contracts on behalf of the entity selected to receive funding; providing for the department's share of project costs; providing for a certain amount of funds in the State Transportation Trust Fund to be made available for eligible projects;

directing the department to include the proposed projects in the tentative work program; authorizing the department to adopt rules; creating s. 311.106, F.S., relating to seaport stormwater permitting and mitigation; authorizing a seaport to provide for onsite and offsite stormwater treatment to mitigate the impact of port activities; requiring offsite treatment to be within the same drainage basin and constructed and maintained by the seaport or in conjunction with a local government; authorizing the port to provide a regional treatment facility constructed and maintained by the seaport or in conjunction with a local government; amending s. 311.14, F.S., relating to seaport planning; directing the department to develop, in coordination with certain partners, a Statewide Seaport and Waterways System Plan consistent with the goals of the Florida Transportation Plan; providing requirements for the plan; removing provisions for the Florida Seaport Transportation and Economic Development Council to develop freight-mobility and trade-corridor plans; removing provisions that require the Office of the State Public Transportation Administrator to integrate the Florida Transportation Plan with certain other plans and programs; removing provisions relating to the construction of seaport freight-mobility projects; amending s. 316.003, F.S.; revising the definition of the term "motor vehicle" for purposes of the payment and collection of tolls on toll facilities under specified provisions; amending s. 316.091, F.S.; permitting the use of shoulders for vehicular traffic under certain circumstances; requiring notice of where vehicular traffic is allowed; providing what may not be deemed as authorization; requiring the department to establish a pilot program to open certain limited access highways and bridges to bicycles and other human-powered vehicles; providing requirements for the pilot program; providing a timeframe for implementation of the program; authorizing the department to continue or expand the program; requiring the department to report findings and recommendations to the Governor and Legislature by a certain date; amending s. 316.1001, F.S.; revising requirements for mailing of citations for failure to pay a toll; authorizing mailing by certified mail in addition to first class mail; providing that mailing of the citation to the address of the registered motor vehicle owner constitutes notification; removing a requirement for a return receipt; amending s. 316.2068, F.S.; authorizing a county or municipality to regulate the operation of electric personal assistive mobility devices on any road, street, sidewalk, or bicycle path under its jurisdiction if the governing body of the county or municipality determines that such regulation is necessary in the interest of safety; amending s. 316.515, F.S.; revising provisions for the maximum allowed length of straight truck-trailer combinations; revising provisions for operation of implements of husbandry and farm equipment on state roads; authorizing the operation of citrus harvesting equipment and citrus fruit loaders for certain purposes; conforming a cross-reference; amending s. 320.01, F.S.; revising the definition of the term "low-speed vehicle" to include vehicles that are not electric powered; amending s. 332.08, F.S.; authorizing a municipality participating in a federal airport privatization pilot program to sell an airport or other air navigation facility or certain real property, improvements, and equipment; requiring department approval of the agreement under certain circumstances; providing criteria for department approval; amending s. 334.03, F.S.; removing the definition of the term "Florida Intrastate Highway System" and revising the definitions of the terms "functional classification" and "State Highway System" for purposes of the Florida Transportation Code; amending s. 334.044, F.S.; revising the powers and duties of the department relating to jurisdictional responsibility, designating facilities, and highway landscaping; adding the duty to develop a Freight Mobility and Trade Plan; requiring the plan to be submitted to the Governor and Legislature; requiring freight issues to be emphasized in transportation plans; amending s. 334.047, F.S.; removing a provision that prohibits the department from establishing a maximum number of miles of urban principal arterial roads; amending s. 335.074, F.S., relating to bridge safety inspection reports; requiring the governmental entity having maintenance responsibility for a bridge to reduce the maximum weight, size, or speed limit for the bridge or to close the bridge upon receipt of a report recommending the reduction or closure; requiring the entity to post the reduced limits and notify the department; requiring the department to post the reduced limits or to close the bridge under certain circumstances; requiring costs associated with the department posting the revised limits or closure of the bridge to be assessed

against and collected from the governmental entity; amending s. 335.17, F.S.; revising provisions relating to highway construction noise abatement; amending s. 336.021, F.S.; revising the date when imposition of the ninth-cent fuel tax will be levied; amending s. 336.025, F.S.; revising the date when impositions and rate changes of the local option fuel tax shall be levied; revising the definition of the term "transportation expenditures" for purposes of specified provisions that restrict the use of local option fuel tax funds by counties and municipalities; amending s. 337.11, F.S.; requiring the department to advertise certain construction contracts for bids on the department's Internet website; removing provisions for such advertisement to be published in a newspaper; amending s. 337.111, F.S.; providing additional forms of security for the cost of removal of monuments or memorials or modifications to an installation site at highway rest areas; removing a provision requiring renewal of a bond; amending s. 337.125, F.S.; revising provisions relating to a prime contractor's submission of a disadvantaged business enterprise utilization form; repealing s. 337.137, F.S., relating to subcontracting by socially and economically disadvantaged business enterprises; amending s. 337.139, F.S.; providing an updated reference to federal law as it relates to socially and economically disadvantaged business enterprises; amending s. 337.14, F.S.; revising provisions for applications for qualification to bid on department contracts; amending s. 337.29, F.S.; authorizing transfers of right-of-way between local governments by deed; amending ss. 337.403 and 337.404, F.S.; revising provisions for alleviation of interference with a public road or publicly owned rail corridor caused by a utility facility; amending s. 337.408, F.S.; revising provisions for certain facilities installed within the right-of-way limits of roads on the State Highway System; requiring counties and municipalities that have authorized a bench or transit shelter to be responsible for determining if the facility is compliant with applicable laws and rules or remove the bench or transit shelter; limiting liability of the department; requiring a municipality or county that authorizes a bench or transit shelter to be installed to require the supplier or installer to indemnify the department and annually certify that the requirement has been met; requiring the removal of such facilities under certain circumstances; authorizing the department to direct a county or municipality to remove or relocate a bus stop, bench, transit shelter, waste disposal receptacle, public pay telephone, or modular news rack that is not in compliance with applicable laws or rules; removing a provision for the replacement of an unusable transit bus bench that was in service before a certain date; prohibiting installation of a bus stop that conflicts with certain laws and regulations resulting in a loss of federal funds; authorizing the appropriate local government entity to regulate or deny competition to provide a bus stop; revising the title of ch. 338, F.S.; repealing s. 338.001, F.S., relating to provisions for the Florida Intrastate Highway System Plan; amending s. 338.01, F.S.; clarifying provisions governing the designation and function of limited access facilities; authorizing the department or other governmental entities collecting tolls to pursue collection of unpaid tolls by contracting with a private attorney or collection agency; authorizing a collection fee; providing an exception to statutory requirements related to private attorney services; creating s. 338.151, F.S.; authorizing the department to establish tolls on certain transportation facilities to pay for the cost of such project; prohibiting the department from establishing tolls on certain lanes of limited access facilities; providing an exception; providing for application; amending s. 338.155, F.S.; authorizing the department adopt rules to allow public transit vehicles and certain military-service-related funeral processions to use certain toll facilities without payment of tolls; amending s. 338.161, F.S.; authorizing the department to enter into agreements for the use of its electronic toll collection and video billing system; authorizing modification of its rules regarding toll collection and an administrative charge; providing for construction; amending s. 338.166, F.S.; revising a provision for issuance of bonds secured by toll revenues collected on high-occupancy toll lanes or express lanes; revising authorized uses of such toll revenues; providing restrictions on such use; amending s. 338.221, F.S.; revising the definition of the term "economically feasible" for purposes of proposed turnpike projects; amending s. 338.223, F.S.; revising provisions for department requests for legislative approval of proposed turnpike projects; conforming a cross-reference; amending s. 338.227, F.S.; conforming provisions to changes made by the act; directing the department

and the Department of Management Services to create and implement a program designed to enhance participation of minority businesses in certain contracts related to the Strategic Intermodal System Plan; amending ss. 338.2275 and 338.228, F.S., relating to turnpike projects; revising cross-references; amending s. 338.231, F.S.; providing that inactive prepaid toll accounts are unclaimed property; providing for disposition by the Department of Financial Services and closing of the account; amending s. 338.234, F.S.; revising provisions that exempt certain lessees from payment of commercial rental tax; replacing a reference to the Florida Intrastate Highway System with a reference to the Strategic Intermodal System; amending s. 339.0805, F.S.; revising requirements for expenditure of certain funds with small business concerns owned and controlled by socially and economically disadvantaged individuals; revising a definition of the term "small business concern"; removing provisions for a periodic disparity study; deleting obsolete language; revising provisions for certification as a socially and economically disadvantaged business enterprise; revising requirements that a disadvantaged business enterprise notify the department of certain changes in ownership; revising criteria for such a business enterprise to participate in a construction management development program; revising references to federal law; amending s. 339.135, F.S.; revising provisions for developing the department's tentative work program; revising provisions for a list of project priorities submitted by a metropolitan planning organization; revising criteria for proposed amendment to the department's adopted work program which deletes, advances, or defers a project or project phase; revising threshold amounts; directing the department to index the budget amendment threshold amounts to the rate of inflation; prohibiting such adjustments more frequently than once a year; subjecting such adjustments to specified notice and review procedures; amending s. 339.155, F.S.; revising provisions for the Florida Transportation Plan; requiring the planning process to conform to specified federal provisions; removing provisions for a long-range component, short-range component, and a report; amending s. 339.175, F.S.; providing that to the extent possible only one metropolitan planning organization be designated in a urbanized area; providing that representatives of the department shall serve as nonvoting advisers to a metropolitan planning organization; authorizing the appointment of additional nonvoting advisers; requiring M.P.O.'s to coordinate in the development of regionally significant project priorities; amending s. 339.2819, F.S.; revising the state matching funds requirement for the Transportation Regional Incentive Program; conforming cross-references; requiring funded projects to be in the department's work program; requiring a project to meet the program's requirements prior to being funded; amending s. 339.62, F.S.; removing the Florida Intrastate Highway System from and adding highway corridors to the list of components of the Strategic Intermodal System; providing for other corridors to be included in the system; amending s. 339.63, F.S.; adding military access facilities to the types of facilities included in the Strategic Intermodal System and the Emerging Strategic Intermodal System which form components of an interconnected transportation system; providing that an intermodal logistics center meeting certain criteria shall be designated as part of the Strategic Intermodal System; providing for a waiver of transportation concurrency for such facility if it is located within a described area; amending s. 339.64, F.S.; deleting provisions creating the Statewide Intermodal Transportation Advisory Council; creating s. 339.65, F.S.; requiring the department to plan and develop for Strategic Intermodal System highway corridors to aid traffic movement around the state; providing for components of the corridors; requiring the department to follow specified policy guidelines when developing the corridors; directing the department to establish standards and criteria for functional design; providing for appropriations; requiring such highway corridor projects to be a part of the department's adopted work program; amending s. 341.301, F.S.; revising the definition of "limited coverage accident"; amending s. 341.302, F.S.; providing parameters within which the department may by contract indemnify against loss by National Railroad Passenger Corporation; authorizing the department to purchase liability insurance including coverage for the department, National Railroad Passenger Corporation, commuter rail service providers, governmental entities, or any ancillary development and establish a self-insurance retention fund; limiting the amount of the insurance and self-insurance retention fund;



providing that the insureds must make payments for the coverage; providing that the insurance may provide coverage for all damages and be maintained to provide a fund to cover liabilities arising from rail corridor ownership and operations; amending s. 341.840, F.S.; relating to the Florida Rail Enterprise Act; revising obsolete references to the Florida High-Speed Rail Authority; providing that certain transactions made by or on behalf of the enterprise are exempt from specified taxes; providing for certain contractors to act as agents on behalf of the enterprise for purposes of the tax exemption; authorizing the department to adopt rules; amending s. 343.52, F.S.; revising the definition of the term "area served" for purposes of provisions for the South Florida Regional Transportation Authority; revising a provision for expansion of the area; amending s. 343.53, F.S.; revising membership of and criteria for appointment to the board of the South Florida Regional Transportation Authority; amending s. 343.54, F.S.; revising a provision authorizing the authority to expand its service area; creating s. 347.215, F.S.; providing for the operation of ferries by joint agreement between public and private entities; amending s. 348.0003, F.S.; revising financial disclosure requirements for certain transportation authorities; creating s. 348.7645, F.S.; requiring the Orlando-Orange County Expressway Authority to erect a sign under certain circumstances; providing for payment for the cost of the sign; amending s. 349.03, F.S.; providing for financial disclosure requirements for the Jacksonville Transportation Authority; amending s. 349.04, F.S.; providing that the Jacksonville Transportation Authority may conduct meetings and workshops using communications media technology; providing that certain actions may not be taken unless a quorum is present in person; providing that members must be physically present to vote on any item; amending s. 373.118, F.S.; requiring that the Department of Environmental Protection initiate rulemaking to adopt a general permit for stormwater management systems serving airside activities at airports; providing for statewide application of the general permit; providing for any water management district or delegated local government to administer the general permit; providing that the rules are not subject to any special rulemaking requirements relating to small business; amending s. 373.413, F.S.; providing legislative intent regarding flexibility in the permitting of stormwater management systems; requiring the cost of stormwater treatment for a transportation project to be balanced with benefits to the public; requiring that alternatives to onsite treatment be allowed; specifying responsibilities of the department relating to abatement of pollutants and permits for adjacent lands impacted by right-of-way acquisition; authorizing water management districts and the Department of Environmental Protection to adopt rules; amending s. 373.4136, F.S.; providing that specified seaports are eligible to use mitigation banks; amending s. 373.4137, F.S., relating to the mitigation of environmental impact of transportation projects proposed by the department or a transportation authority; revising legislative intent; revising provisions for development of environmental impact inventories; providing for the release of escrowed mitigation funds under certain circumstances; specifying continuing responsibility for mitigation projects; revising provisions for exclusion of projects from a mitigation plan; repealing s. 479.28, F.S., relating to the rest area information panel or device program; authorizing the department to seek Federal Highway Administration approval of a tourist-oriented commerce sign pilot program; directing the department to submit the approved pilot program for legislative approval; establishing a pilot program for the Palm Beach County school district to recognize its business partners; providing for expiration of the program; providing for a type two transfer of relevant administrative rules relating to the redesignation of the Pilotage Rate Review Board as the Pilotage Rate Review Committee within the Board of Pilot Commissioners and the transfer of matters pending before the board at the time of the redesignation and the Governor's appointment of the board pursuant to ss. 5 and 6, ch. 2010-225, Laws of Florida; requiring the Florida Transportation Commission to study the potential costs savings of the department being the operating agent for certain expressway authorities; providing for certain related expenses to be paid by the department; requiring a report to the Governor and Legislature; providing that a challenge to a consolidated environmental resource permit or associated variance or any sovereign submerged lands authorization proposed or issued by the Department of Environmental Protection in connection with specified deepwater ports is subject to specified summary hearing provisions; requiring

such proceedings to be conducted within a certain timeframe; providing that the administrative law judge's decision is a recommended order and does not constitute final agency action of the Department of Environmental Protection; requiring the Department of Environmental Protection to issue the final order within a certain timeframe; providing applicability of specified provisions; requiring the Pinellas Suncoast Transit Authority and the Hillsborough Area Regional Transit Authority to perform a study looking at possible efficiencies and improvements; providing requirements for such study; requiring the Tampa Bay Area Regional Transportation Authority to assist and facilitate such study; exempting communications equipment intended for railroad use in a designated federal railroad right-of-way from the Florida Building Code and any county or municipal code or fee; providing that such equipment is subject to review for compliance with applicable railroad regulations; authorizing private communications equipment not intended for railroad use to colocate upon an existing tower intended for railroad use within a designated federal railroad right-of-way; requiring such colocated equipment to comply with the Florida Building Code; allowing colocation of communications equipment; authorizing colocation for public safety communications; prohibiting certain fees; amending ss. 215.616, 288.063, 311.22, 316.2122, 318.12, 320.20, 335.02, 338.222, 339.285, 341.053, 341.8225, 403.7211, 479.01, 479.07, and 479.261, F.S., relating to bonds for federal aid highway construction, contracts for transportation projects, dredging projects, operation of low-speed vehicles or mini-trucks, traffic infractions, license tax distribution, standards for lanes, turnpike projects, the Enhanced Bridge Program for Sustainable Transportation, the Intermodal Development Program, high-speed rail projects, hazardous waste facilities, outdoor advertising, and the logo sign program, respectively; deleting obsolete language; revising references to conform to the incorporation of the Florida Intrastate Highway System into the Strategic Intermodal System and to changes made by the act; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the State Affairs Committee; Finance & Tax Committee; and Energy & Utilities Subcommittee; Representatives **Plakon, Mayfield, and Gaetz**—

**CS/CS/HB 7117**—A bill to be entitled An act relating to energy; amending s. 186.801, F.S.; requiring utilities' 10-year site plans to address existing and proposed renewable energy production and purchases; amending s. 212.055, F.S.; providing for a portion of the proceeds of the local government infrastructure surtax to be used to provide loans, grants, and rebates to residential property owners who make energy efficiency improvements to their residential property, subject to referendum; defining the term "energy efficiency improvement"; amending s. 212.08, F.S.; providing definitions for the terms "biodiesel," "ethanol," and "renewable fuel"; providing for tax exemptions in the form of a rebate for the sale or use of certain equipment, machinery, and other materials for renewable energy technologies; providing eligibility requirements and tax credit limits; authorizing the Department of Revenue and the Department of Agriculture and Consumer Services to adopt rules; directing the Department of Agriculture and Consumer Services to determine and publish certain information relating to exemptions; providing for expiration of the exemption; amending s. 220.192, F.S.; providing definitions; reestablishing a corporate tax credit for certain costs related to renewable energy technologies; providing eligibility requirements and credit limits; providing rulemaking authority to the Department of Revenue and the Department of Agriculture and Consumer Services; directing the Department of Agriculture and Consumer Services to determine and publish certain information; providing for expiration of the tax credit; amending s. 220.193, F.S.; reestablishing a corporate tax credit for renewable energy production; providing definitions; providing a tax credit for the production and sale of renewable energy; providing requirements relating to the priority and proration of such tax credits under certain circumstances; providing for the use and transfer of the tax credit; limiting the amount of tax credits that may be granted to all taxpayers during a specified period; providing rulemaking authority to the Department of Revenue; providing for expiration of the tax

credit; amending s. 255.257, F.S.; directing the Department of Management Services in coordination with the Department of Agriculture and Consumer Services to further develop the state energy management plan; amending s. 288.106, F.S.; clarifying the definition of "target industry business" for purposes of the tax refund program for qualified target industry businesses; amending s. 20.60, F.S.; requiring the Department of Economic Opportunity to prepare an independent economic impact study for certain renewable energy projects; amending s. 366.92, F.S.; providing and revising definitions; authorizing a utility to petition the Public Service Commission to determine that a proposed renewable energy project is in the public interest; providing standards and criteria for review; providing for cost recovery for reasonable and prudent costs incurred by a utility for an approved renewable energy project; requiring the Public Service Commission to adopt rules to establish a public interest determination process for renewable energy projects; establishing procedural guidelines for public interest determination; creating s. 366.94, F.S., relating to electric vehicle charging stations; providing legislative findings; providing that the rates, terms, and conditions of electric vehicle charging services by a nonutility are not subject to regulation by the Public Service Commission; providing construction; providing rulemaking authority to the Department of Agriculture and Consumer Services; prohibiting parking in spaces specifically designated for charging an electric vehicle under specified circumstances; providing penalties; amending s. 403.519, F.S.; requiring the Public Service Commission, in an electrical power plant need determination, to consider the need for fuel diversity to foster fuel supply reliability and rate stability; amending s. 526.203, F.S.; revising the definitions of the terms "blended gasoline" and "unblended gasoline"; defining the term "alternative fuel"; authorizing the sale of unblended fuels for certain uses; directing the Department of Agriculture and Consumer Services to compile a list of retail fuel stations that sell or offer to sell unblended gasoline and provide that information on the department's website; amending s. 581.083, F.S.; prohibiting the cultivation of certain algae in plantings greater in size than 2 contiguous acres; providing exceptions; providing for exemption from special permitting requirements by rule; revising certain bonding requirements; requiring the Department of Agriculture and Consumer Services to conduct a statewide forest inventory analysis; requiring the Department of Agriculture and Consumer Services, in consultation with other state agencies, to develop a clearinghouse of information regarding cost savings associated with energy efficiency and conservation measures; requiring such information to be posted on its website; directing the Public Service Commission to conduct a study on the potential effects of electric vehicle charging stations on both energy consumption and the electric grid; providing an appropriation for the purpose of the Public Service Commission, in consultation with the Department of Agriculture and Consumer Services, contracting for an independent evaluation of the effectiveness of the Florida Energy Efficiency and Conservation Act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

## Reference

**CS/CS/CS/HB 177**—Referred to the Calendar of the House.

**CS/HB 277**—Referred to the Calendar of the House.

**CS/CS/HB 445**—Referred to the Calendar of the House.

**CS/CS/HB 949**—Referred to the Calendar of the House.

**CS/CS/HB 965**—Referred to the Calendar of the House.

**CS/CS/HB 969**—Referred to the Calendar of the House.

**CS/CS/HB 1355**—Referred to the Appropriations Committee.

## House Resolutions Adopted by Publication

At the request of Rep. Trujillo—

**HR 9021**—A resolution recognizing Belen Jesuit Preparatory School in Miami on the occasion of its 50th anniversary.

WHEREAS, in 1961, the new political regime in Cuba confiscated the property of Belen Jesuit Preparatory School and expelled the Jesuit faculty, and the school was reestablished in Miami the same year, and

WHEREAS, in 1962, Belen Jesuit Preparatory School acquired its first building in Miami and moved to a new site, and

WHEREAS, in 1980, a groundbreaking ceremony was held for a new building on a 30-acre site located in west Miami-Dade County and, in 1981, the facility opened with 598 students, and

WHEREAS, in 1996, Belen Jesuit Preparatory School received accreditation from the prestigious Southern Association of Colleges and Schools and, in 2010, was named one of the Top 50 Catholic high schools in the nation, and

WHEREAS, Belen Jesuit Preparatory School now has 1,500 students, and the facilities have expanded to include the Ignatian Center for the Arts, the Ophelia and Juan Roca Theater, the Olga and Carlos Saladrigas Art Gallery, and a new administration building, and

WHEREAS, the students, faculty, and staff at Belen Jesuit Preparatory School remain committed to the school's core values, which include working as a community for the greater glory of God, striving to do more in sharing the Gospel values, learning and serving, and caring for the entire person, and

WHEREAS, the foundation of education at Belen Jesuit Preparatory School is based on religious formation, academic excellence, value education, social responsibility, and athletic achievement, and

WHEREAS, as a Jesuit school following the Ignatian tradition of excellence, Belen Jesuit Preparatory School strives to provide leaders who are men of character committed to the Christian spirits of understanding, social justice, and concern for others, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the members of the Florida House of Representatives recognize the invaluable contributions that Belen Jesuit Preparatory School in Miami has made to the South Florida community and extend congratulations to its students, faculty, administration, staff, and alumni on the occasion of its 50th Anniversary.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Hukill—

**HR 9079**—A resolution recognizing May 2012 as "Power to End Stroke Month" in Florida.

WHEREAS, stroke is the fourth leading cause of death in the United States, striking over 700,000 Americans each year and killing 129,000, including 8,324 Floridians, and

WHEREAS, stroke is also a leading cause of serious long-term disability in the United States, with more than 1.1 million adults experiencing functional limitations or difficulty with activities of daily living resulting from stroke, and

WHEREAS, on the average, a stroke occurs every 40 seconds in the United States and takes a life every 4 minutes, and

WHEREAS, the estimated direct and indirect costs of stroke in the United States this year will be more than \$73.7 billion, and

WHEREAS, many Americans are unaware of their risk factors for a stroke and are unaware of the signs and symptoms of an impending stroke, and

WHEREAS, statistics show that African Americans have almost twice the risk of a first stroke compared to Caucasians, in part because of their increased risk of high blood pressure and diabetes, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That May 2012 is recognized as "Power to End Stroke Month" in Florida and that all residents of this state are urged to recognize that stroke must be taken seriously in order to reduce its risks.

BE IT FURTHER RESOLVED that all Floridians are urged to become familiar with the warning signs, symptoms, and risk factors associated with stroke and live stronger, healthier lives.

—was read and adopted by publication pursuant to Rule 10.17.

## Reports of Standing Committees and Subcommittees

### Received February 24:

The Economic Affairs Committee reported the following favorably:  
HB 763

The above bill was placed on the Calendar of the House.

The Economic Affairs Committee reported the following favorably:  
HB 865

The above bill was placed on the Calendar of the House.

The Economic Affairs Committee reported the following favorably:  
CS/HB 891

The above committee substitute was placed on the Calendar of the House.

The Judiciary Committee reported the following favorably:  
CS/HB 969 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 969 was laid on the table.

The Economic Affairs Committee reported the following favorably:  
HB 1015

The above bill was placed on the Calendar of the House.

The Economic Affairs Committee reported the following favorably:  
HB 1381

The above bill was placed on the Calendar of the House.

### Received February 27:

The State Affairs Committee reported the following favorably:  
CS/HB 337 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 337 was laid on the table.

The Judiciary Committee reported the following favorably:  
CS/HB 367 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 367 was laid on the table.

The Economic Affairs Committee reported the following favorably:  
CS/HB 511

The above committee substitute was placed on the Calendar of the House.

The Health & Human Services Committee reported the following favorably:

CS/CS/HB 711 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/CS/HB 711 was laid on the table.

The Economic Affairs Committee reported the following favorably:  
CS/HB 885 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 885 was laid on the table.

The Economic Affairs Committee reported the following favorably:  
CS/CS/HB 933 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/CS/HB 933 was laid on the table.

The Judiciary Committee reported the following favorably:  
HB 963 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 963 was laid on the table.

The State Affairs Committee reported the following favorably:  
CS/CS/HB 1205 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/CS/HB 1205 was laid on the table.

The Economic Affairs Committee reported the following favorably:  
HB 1207 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 1207 was laid on the table.

The State Affairs Committee reported the following favorably:  
CS/CS/CS/HB 1261 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/CS/CS/HB 1261 was laid on the table.

The Economic Affairs Committee reported the following favorably:  
CS/CS/HB 1399 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/CS/HB 1399 was laid on the table.

The State Affairs Committee reported the following favorably:  
CS/HB 7117 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 7117 was laid on the table.

### Excused

Reps. Jones, Kreegel, Legg, Perry, Randolph, Schenck

### Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 11:12 a.m., to reconvene at 10:00 a.m., Tuesday, February 28, 2012, or upon call of the Chair.

**Pages and Messengers  
for the week of  
February 27-March 2, 2012**

Pages—Ashley Biddle, Trenton; AJ Coppersmith, Valrico; Mackenzie Eubanks, Blountstown; Trent Hatcher, Valrico; Haley Hinkofer, Lantana;

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Messengers—McLane Edwards, Quincy; O'Shea Forrest, North Lauderdale; R. Mason Guito IV, Tampa; Katherine Kincaid, Saint Johns; Nik Menendez, Pembroke Pines; Abby Persky, Tampa; Lauren Petrovich, Tallahassee; Alex Pittman, Tallahassee; Andrew Pittman, Tallahassee; Justin Pittman, Tallahassee; Tyler Vaughan, Largo; Sinclair Wilson, Tallahassee.

## CHAMBER ACTIONS ON BILLS

Monday, February 27, 2012

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| CS/CS/HB | 565 — Temporarily postponed, on 3rd Reading   | SB | 1986 — Read 1st time; Read 2nd time; Amendment 921539 adopted; Read 3rd time; Passed as amended; YEAS 96, NAYS 16; Refused to concur, acceded to request for conference committee  |
| SB       | 1958 — Read 1st time; Read 2nd time; Amendment 131225 Failed; Amendment 042963 Failed; Amendment 075583 adopted; Read 3rd time; Passed as amended; YEAS 89, NAYS 22; Refused to concur, acceded to request for conference committee | SB | 1990 — Read 1st time; Read 2nd time; Amendment 986707 adopted; Read 3rd time; Passed as amended; YEAS 88, NAYS 23; Refused to concur, acceded to request for conference committee  |
| SB       | 1960 — Read 1st time; Read 2nd time; Amendment 297261 adopted; Read 3rd time; Passed as amended; YEAS 107, NAYS 3; Refused to concur, acceded to request for conference committee   | SB | 1994 — Read 1st time; Read 2nd time; Amendment 459647 adopted; Read 3rd time; Passed as amended; YEAS 101, NAYS 10; Refused to concur, acceded to request for conference committee |
| SB       | 1964 — Read 1st time; Read 2nd time; Amendment 664629 adopted; Read 3rd time; Passed as amended; YEAS 102, NAYS 10; Refused to concur, acceded to request for conference committee  | SB | 1996 — Read 1st time; Read 2nd time; Amendment 132875 adopted; Read 3rd time; Passed as amended; YEAS 103, NAYS 8; Refused to concur, acceded to request for conference committee  |
| SB       | 1968 — Read 1st time; Read 2nd time; Amendment 252253 adopted; Read 3rd time; Passed as amended; YEAS 100, NAYS 11; Refused to concur, acceded to request for conference committee  | SB | 1998 — Read 1st time; Read 2nd time; Read 3rd time; Passed; YEAS 105, NAYS 6; Amendment 202375 adopted; Refused to concur, acceded to request for conference committee             |

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